

January 4, 1978

710/
4-c.

The City Clerk presented 1976 ANNUAL REPORT OF THE NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING.

A motion that the Annual Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD NOVEMBER 10, 1977.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented REPORT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, FOR THE MONTHS OF SEPTEMBER AND OCTOBER, 1977.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Adding various streets prohibiting Right Turn on Red)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

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6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED AND SUPPLEMENTED DESIGNATING IRVINE TURNER BOULEVARD AS A ONE-WAY STREET.

(Irvine Turner Boulevard, Southbound, from West Runyon Street to West Peddie Street

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 18, 1978.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON MORRIS AVENUE.

(Morris Avenue, east side, beginning at a point 185 feet south of the southerly curblin of South Orange Avenue and extending 40 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 18, 1978.

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The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection: Elizabeth Avenue and Lyons Avenue

Right Turn Prohibition: All Right Turns 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(This ordinance changes regulations on Commerce Street, between Market Street and Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HAMPTON STREET AND MILTON STREET AS ONE-WAY STREETS.

(Hampton Street, westbound, from Boston Street to Wickliffe Street

Milton Street, eastbound, from Boston Street to Wickliffe Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

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A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-7, STOPPING OR STANDING, PROHIBITED IN CERTAIN AREAS AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Changing hours of parking prohibition for street cleaning -

Mount Vernon Place between Ellery Avenue and Norman Road

Norman Road between Ivy Street and Sandford Place

Eastern Parkway between Ivy Street and Sandford Place

Kerrigan Boulevard between Ivy Street and Sandford Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BLANCHARD STREET.

(Blanchard Street, both sides, from the northerly curblin of Raymond Boulevard to a point 350' northerly thereof)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

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The City Clerk read AN ORDINANCE TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON A PORTION OF EAST PARK STREET.

(East Park Street, north side, beginning at the easterly curbline of Park Place and extending 72 feet easterly therefrom, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 6-F-j.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, SECTION 11, PARAGRAPH (b) (1) (B), POWERS AND DUTIES OF CITY PURCHASING AGENT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(Provides for monthly reports to the Council on certain contracts)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 18, 1978.

/ 6-F-k.

The City Clerk read AN ORDINANCE AMENDING TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED AND READOPTED AS AN INTERIM ZONING ORDINANCE, SO AS TO PROHIBIT DRIVE-IN RESTAURANTS WITHIN A RESIDENCE DISTRICT, A FIRST BUSINESS DISTRICT AND ON NON-ARTERIAL STREETS IN A SECOND OR THIRD BUSINESS DISTRICT; AND TO PERMIT DRIVE-IN RESTAURANTS AS A CONDITIONAL USE ON ARTERIAL STREETS IN A SECOND OR THIRD BUSINESS DISTRICT AND ON ALL STREETS IN A FOURTH BUSINESS DISTRICT AND FIRST, SECOND OR THIRD INDUSTRIAL DISTRICT.

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(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to return this ordinance to Administration, for substitute ordinance which will be enacted in lieu thereof, was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

(Councilman James arrived 1:15 P. M.)

A motion to consider Item 8-e under Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE ZONING ORDINANCE OF THE CITY OF NEWARK, TITLE 27, CHAPTER 1, SECTION 1, ET SEQ., OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED AND ADOPTED AS AN INTERIM ZONING ORDINANCE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 18, 1978.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED, SUPPLEMENTED AND READOPTED AS AN INTERIM ZONING ORDINANCE, SO AS TO PROHIBIT DRIVE-IN RESTAURANTS WITHIN RESIDENCE AND BUSINESS DISTRICTS AND TO PERMIT DRIVE-IN RESTAURANTS AS A CONDITIONAL USE WITHIN AN INDUSTRIAL DISTRICT.

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716 (Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 18, 1978.

A motion to consider Item 8-d under Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE AMENDING ORDINANCE 6-S & F-j OF JULY 16, 1975, AS AMENDED BY ORDINANCES 6-S & F-f AND 6-S & F-e ADOPTED JANUARY 7, 1976 AND AS FURTHER AMENDED BY ORDINANCE 6-S & F-k AND 6-S & F-j ADOPTED JULY 14, 1976 ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 18, 1978.

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ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF MPDO/CDA TO ENTER INTO ACQUISITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, THIRD ACTION YEAR. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a))

WHEREAS, the City of Newark has made application for a grant under Title I of the Housing and Community Development Act of 1974 (USC 5301 P.L. 93-383) for assistance in Housing and Community Development activities for the City of Newark, as authorized by the City Municipal Council (7Ra-020976); and

WHEREAS, the Newark Redevelopment and Housing Authority of the City of Newark, pursuant to statutes and appropriate ordinances of the City of Newark, has been heretofore duly designated as the agency for the purpose of carrying out land acquisition and clearance, relocation, land disposition and other related activities pursuant to ordinances and statutes of the City of Newark and the State of New Jersey; and

WHEREAS, the Mayor and the Executive Director of the Mayor's Policy and Development Office/Community Development Administration (hereinafter referred to as MPDO) desire to enter into an agreement with the Newark Redevelopment and Housing Authority for the provision of various services required under the acquisition program of the Third Action Year, commencing December 1, 1977 and ending December 31, 1978.

WHEREAS, the maximum amount of the aforementioned agreement is \$982,120.00 which has been budgeted in the Community Development Block Grant Allocations 1977-1978 fiscal year to carry out the aforementioned acquisitions and has been certified by the Municipal Comptroller.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Housing Authority of the City of Newark be and is hereby designated, constituted, authorized and empowered to act as the acquisition agency in and for the City of Newark and throughout the limits thereof for the purpose only of carrying out acquisition functions and activities pursuant to the requirements of the Agreement described in Section 2 of this Ordinance.

Section 2. That the Mayor and the Executive Director of the Mayor's Policy and Development Office is hereby authorized to enter into the Acquisition Agreement, Third Action Year, with the Housing Authority of the City of Newark for the provision of various services required under the acquisition programs of the Third Action Year, pursuant to the Housing and Community Development Act of 1974. A copy of said Agreement is annexed hereto and made a part hereof.

Section 3. The term of performance of this agreement shall be from December 1, 1977 to December 31, 1978.

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Section 4. Attached hereto is the Certification of the Comptroller of the City of Newark, which states, (1) that there are available sufficiently legally appropriated funds for the purposes set forth hereinabove; and (2) that the line item appropriations of the official budget, adopted pursuant to the local budget law, which shall be charged is fund 71, department 29, agency 34, account 250. Funds provided in the Housing and Community Development Act of 1974 Third Action Year Block Grant.

Section 5. That the Mayor and Executive Director of the MPDO are hereby authorized on behalf of the City of Newark to execute the agreement attached hereto and made a part hereof in an amount not to exceed \$982,120.00.

Section 6. An executed copy of the aforesaid agreement shall be filed with the Office of the City Clerk by the Mayor.

Section 7. This Ordinance shall take effect after final passage and publication in accordance with law.

Section 8. A copy of the Comptroller's certification shall be filed in the Office of the City Clerk with the original ordinance.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN AND FEASIBILITY OF RELOCATION FOR CITY BLOCK 96, LOTS 1, 5, 6, 8, 10, 33, 36, 39.

WHEREAS, The Municipal Council by Resolution 7RBG, adopted on October 19, 1977, did determine that City Block 96, Lots 1, 5, 6, 8, 10, 33, 36 and 39 (hereinafter called "Area") is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et. seq.,) as amended; and

WHEREAS, the Central Planning Board of the City of Newark has considered and approved a Redevelopment Plan for City Blocks 95 and 96; and

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WHEREAS, the Municipal Council desires to limit its approval of the Redevelopment Plan to that portion of the Plan relating to City Block 96, Lots 1, 5, 6, 8, 10, 33, 36 and 39; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the Redevelopment Plan for the Area conforms to the general plan of the City of Newark.

2. That it is hereby found and determined that the program for proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the means of the displaced individuals and families and are reasonably accessible to their place of employment.

3. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreation areas and facilities, as may be desirable for the neighborhood improvement, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

4. That it is hereby found and determined that the Redevelopment Plan for the Area will afford maximum opportunity, consistent with the sound needs of the City of Newark as a whole, for the redevelopment of the Area.

5. That in order to implement and facilitate the effectuation of the Redevelopment Plan it is found and determined that certain official action must be taken by this Body and accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.

6. That development activity shall only be related to City Block 96, Lots 1, 5, 6, 8, 10, 33, 36, 39, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

7. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

8. That this Ordinance shall take effect upon final passage and publication in accordance with law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, expressed opposition to this ordinance. He felt this relates to Urban Renewal Land which encompasses 90% of the City and no definite plans have been made. He felt the Council is talking about taking buildings off the tax rolls, bulldozing them down while there is plenty of vacant land in the City without taking more land. The speaker cited the East Ward as an example of what is being done constructively in the City. The people are taking care of their property and no federal money is involved. He asserted money will be used to acquire these lands but such funds should be used to fix up areas where people presently live.

Councilman Tucker replied the Redevelopment Plan does not involve money. It came about because of the New Land Use Law in the State Statute. It is not a matter of the City buying land but is a Redevelopment Plan for a particular area. The City is not authorizing federal funds to purchase anything by this particular ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-C.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF RELOCATION FOR THE BRADLEY COURT PUBLIC HOUSING PROJECT AREA, CITY BLOCK 4230.

WHEREAS, the Central Planning Board of the City of Newark has considered and did approve by resolution on September 12, 1977, a copy of which is attached hereto, a Redevelopment Plan for the Bradley Court Public Housing Project Area, City Block 4230 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area; and

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WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the objectives of the Redevelopment Plan cannot be achieved through rehabilitation of the Area.

Section 4. That it is hereby found and determined that the program for the proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

Section 5. That in order to facilitate the implementation of the Redevelopment Plan it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 6. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for Federal financial assistance pertaining to the Area is necessary to enable the project to be undertaken in accordance with the Redevelopment Plan for the Area.

Section 7. That development activity shall only be related to City Block 4230, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

Section 8. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 9. That this Ordinance shall take effect upon final passage and publication in accordance with law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, indicated no plan has been presented to develop this area for proposed town houses on South Orange Avenue which makes no sense to him. If anything this area should be developed as a commercial area. He cannot see squeezing town houses into an area on top of a Housing Project.

Councilman Bottone replied he is familiar with the plans which encompass taking all of the abandoned buildings and rebuilding new stores across the street from the park. The townhouses will be built on open land which is now being used as a dumping ground. He informed the speaker he is thoroughly knowledgeable with the plans in the West Ward of the City.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF
RELOCATION FOR THE BROOKDALE AVENUE PROJECT AREA, CITY BLOCKS 4063 AND 4065.

WHEREAS, the Central Planning Board of the City of Newark has considered and did approve by resolution on September 12, 1977, a copy of which is attached hereto, a Redevelopment Plan for the Brookdale Avenue Area, City Blocks 4063 and 4065 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin;

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NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the objectives of the Redevelopment Plan cannot be achieved through rehabilitation of the Area.

Section 4. That it is hereby found and determined that the program for the proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

Section 5. That in order to facilitate the implementation of the Redevelopment Plan it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 6. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for Federal financial assistance pertaining to the Area is necessary to enable the project to be undertaken in accordance with the Redevelopment Plan for the Area.

Section 7. That development activity shall only be related to City Blocks 4063 and 4065, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

Section 8. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 9. That this Ordinance shall take effect upon final passage and publication in accordance with law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, questioned whether another redevelopment is needed or if programs should not be directed to help the people who elected the Council. A plan in itself is fine but in the 10 years he has watched plan after plan proposed to rebuild the City but not for the people who have lived here.

Councilman Bottone responded funds were allocated to stop the deterioration of abandoned homes in the Brookdale area. There are vacant lots and there is sufficient money to build one and two family homes at this site. He felt the Council is doing something for the City of Newark and must be concerned with the plans proposed.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF RELOCATION FOR THE NEW COMMUNITY DEVELOPMENT AREA, CITY BLOCK 243.

WHEREAS, the Central Planning Board of the City of Newark has considered and did approve by resolution on September 12, 1977, a copy of which is attached hereto, a Redevelopment Plan for the New Community Development Area, City Block 243 (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin;

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NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the objectives of the Redevelopment Plan cannot be achieved through rehabilitation of the Area.

Section 4. That it is hereby found and determined that the program for the proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

Section 5. That in order to facilitate the implementation of the Redevelopment Plan it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 6. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for Federal financial assistance pertaining to the Area is necessary to enable the project to be undertaken in accordance with the Redevelopment Plan for the Area.

Section 7. That development activity shall only be related to City Block 243, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

Section 8. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 9. That this Ordinance shall take effect upon final passage and publication in accordance with law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, noted a great deal of housing has been put up and not one room in an apartment has paid their freight. He pointed out area upon area is being torn down and redeveloped with federal money and will be supported by those funds. If these funds were ever removed, the City can be buried. He felt to keep putting up subsidized housing, you will never have a City that has a middle or high income family.

Councilman James said he cherishes the right of individuals to speak in a democracy but when the present speaker appeared before the Council and was questioned whether he was running for public office, he replied in the negative. However, he did run for public office. Now once again the speaker is coming before the Council lambasting them with respect to these redevelopment plans. The proper place for the speaker to be is to appear before the Newark Redevelopment and Housing Authority and their Commissioners meeting who conduct feasibility study and meet with potential developers before these matters come before the Council. He should complain to the Planning Board who arrive at decisions before it comes to the Council. The last place to come is the Council because the matters which appear on the calendar have been researched, a decision has been rendered in the best interest of the City and it has been forwarded for approval by Administration. He felt the speaker was using the podium for political purposes to be heard.

President Harris pointed out the Council is charged with the responsibility to act according to the law and any speaker must deal specifically with such matter under discussion.

President Harris indicated he will be as tolerant as possible to see that any citizen gets a fair hearing but he will not tolerate any disruptive action by any speaker in the audience.

Councilman Carrino noted representatives of the Housing Authority are in the audience and perhaps they can cast some light on this subject.

Councilman Allen replied he is satisfied with the construction contemplated in the Central Ward and he does not need anyone from the Housing Authority to explain these matters.

At the request of President Harris, Mr. George Chranewycz, Chief Planner, Newark Housing Authority, stated the Housing Authority is the City's purchasing relocation disposition agency, in connection with any actions that will arise as a follow up of plans adopted. The plans themselves have been prepared by the Mayor's Policy and Development Office and they have not shared this information with the Housing Authority.

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No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF RELOCATION FOR THE NEW-TOWN IN-TOWN PROJECT AREA, CITY BLOCK 405.

WHEREAS, the Municipal Council by Resolution 7Rq, adopted on July 10, 1961, did determine that City Block 405, New-Town In-Town Area (hereinafter called "Area"), is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55 -21.1 et seq.), as amended, and by Chapter 300 of the Laws of 1949 of New Jersey (N.J.S.A. 55:14A-31 et seq.,) as amended; and

WHEREAS, the Central Planning Board of the City of Newark has considered and did approve by resolution on September 12, 1977, a copy of which is attached hereto, a Redevelopment Plan for said Area; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I including those prohibiting discrimination because of race, color, creed or national origin;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the program for the proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

Section 4. That in order to facilitate the implementation of the Redevelopment Plan, it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 5. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the Area is necessary to enable the project to be undertaken in accordance with the Redevelopment Plan for the Area.

Section 6. That development activity shall only be related to City Block 405, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas

Section 7. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 8. That this Ordinance shall take effect upon final passage and publication in accordance with law.

Councilman Tucker questioned whether the City Clerk had sent out certified letters to the individuals concerned and the City Clerk replied in the affirmative.

Councilman Tucker further questioned if he had received any communications from the residents in this area and the City Clerk replied his office received one telephone call.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, questioned whether they were going to relocate people from this area elsewhere. He felt it was unwise to put in more housing on a scattered approach and there are other areas that are in need of rehabilitation.

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Councilman Carrino noted Mr. Murnick has criticized low income housing, criticized townhouses, criticized one and two family houses, middle income houses and now has criticized this plan. He felt the speaker is appearing just to have himself heard.

MR. SAMUEL NEWTON, 107 WEST MARKET STREET, NEWARK, NEW JERSEY, questioned what is going to happen to people who have been living at this site, how are they going to be relocated. He noted he has a store which he has owned for 27 years and they want a decent place to live and objected to tearing down housing.

Councilman Tucker noted in connection with this ordinance, Mayor's Policy and Development Office contracted with a major firm to do a study of this area. It was a feasibility study and talked about building houses for students on that particular block. That study was rejected by the Central Planning Board and Mayor's Policy and Development Office. This is not middle income housing but supposedly low-rise construction in the area. One of the points of contention discussed at the Central Planning Board meeting was to insure citizens would have an opportunity to be heard. He thinks it would be better for Council to listen to the citizens but it is more important that the developer of these two plans, Planning Officer Allen and Mr. Jim Walker of Mayor's Policy and Development Office should be here to answer technical questions.

Councilman Tucker said he is not saying the plan is good, bad or indifferent but he does believe representatives from Mayor's Policy and Development Office should be here to advise the Council of what the implementation of this plan really should be.

Councilman Allen said he had been studying that particular area for the last 9 months or longer.

Councilman Allen indicated those plans were rejected by the Planning Board and requested plans from Mr. Wilbert Allen, Planning Officer. He indicated he will not vote today for relocation and would defer it, if necessary table it until such time that we have a proper plan where low income families could live in that area and the people who presently reside in that area will have top priority in any low income housing built there.

MRS. MURTIA NEWTON, 197 WEST MARKET STREET, NEWARK, NEW JERSEY, indicated she has a business located at this address for over 26 years. She has no other place to go and does not desire to go into private housing. She feels she is being cheated out of her house and business by them offering a few thousand dollars for her property.

Councilman Allen questioned whether anyone has been around for her to sign papers and Mrs. Newton replied in the affirmative.

Councilman Tucker questioned Mr. Chranewycz of the Newark Housing Authority if they are acquiring property on Block 405.

Mr. Chranewycz replied they are acquiring as directed by federal law and

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regulations which includes the preparation of two acquisition appraisals and a review of them would be a third appraiser. They are independent appraisers but in the past the Housing Authority used to try to offer people less than the top approved figure. This has been changed and they have to offer the top approved value.

Councilman Tucker was concerned how they could acquire property if the redevelopment plan has not been approved.

Mr. Chranewycz replied they are acting in compliance with the contract given to them by the City of Newark to acquire and relocate in this block.

Councilman Tucker questioned whether they had acquired any parcels in this block and Mr. Chranewycz replied they have acquired a substantial number of parcels.

Councilman Tucker questioned if the Council does not approve the redevelopment plan, what happens to the acquisition agreement the Housing Authority is acting on.

Mr. Chranewycz replied he has been advised by their attorney that they are acting in compliance with the law by doing what the City has directed them to do by way of contract.

Assistant Corporation Counsel Bressler stated the statute provides there would be no acquisition until the area is declared blighted and there is approval of the redevelopment plan after the Central Planning Board has an opportunity to review it and make recommendations to the Council.

Councilman Tucker said he is of the opinion if the redevelopment plan is approved by the Council, then subsequently acquisition and relocation can take place. Right now there is no approval of a redevelopment plan and how can the Housing Authority take houses from the people.

Assistant Corporation Counsel Bressler agreed there must be a redevelopment plan approved, then acquisition.

Councilman Allen questioned whether this has been approved by the Planning Board and Assistant Corporation Counsel Bressler replied the plans were approved by the Planning Board and recommended to the Council for adoption.

Councilman Allen pointed out 15 years ago the Housing Authority took land in the Central Ward and indicated they were going to do this and that and 15 years later they have not built anything there. They felt they interpreted the law the way they want to and he asserted people were ripped off by claiming a highway was going through there and now they are coming back to brainwash the people, some of whom have businesses.

Councilman James noted Assistant Corporation Counsel Bressler stated acquisition cannot occur prior to affirmative action by this Council. He felt this matter should be deferred and invite Executive Director Notte, Newark Housing Authority and others to a meeting to find out if in fact we are putting the horse before the cart.

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No one else appearing, a motion to close the hearing and table this ordinance until full details with respect to this matter are explained to the Municipal Council was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF
RELOCATION FOR JAMES STREET COMMONS PROJECT AREA, CITY BLOCKS 32, 33, 34, 40, 41, 43, 44
AND 45.

WHEREAS, the Municipal Council by Resolution 7Rq, adopted on July 10, 1961, did determine that the James Street Commons Area (hereinafter called "Area") is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; and by Chapter 300 of the Laws of 1949 of New Jersey (N.J.S.A. 55:14A-31 et seq.,) as amended and

WHEREAS, the Central Planning Board of the City of Newark has considered and did approve by resolution on September 12, 1977, a copy of which is attached hereto, a Redevelopment Plan for said Area; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities as may be desirable for neighborhood improvement, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

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Section 3. That it is hereby found and determined that the program for the proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

Section 4. That in order to facilitate the implementation of the Redevelopment Plan, it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 5. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the area is necessary to enable the project to be undertaken in accordance with the Redevelopment Plan for the Area.

Section 6. That development activity shall only be related to City Blocks 32,33, 34, 40, 41, 43, 44, & 45, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

Section 7. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 8. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, asserted he is not against low income housing but he would like to see the whole City of Newark rebuilt with all types of housing. He felt the James Street area is not where people are living but is for the college people. The Council should concern itself with the people of the City of Newark whom they represent and also have repairing of old houses in all Wards of the City.

Councilman Martinez pointed out it is difficult to please everyone. He pointed out that the people who built up the East Ward did not come from the City or State but from overseas and they have done a great job in rebuilding that section of the City. He said it is difficult to say who destroyed the City, the out-of-town residents or the Newark residents themselves. He said there has been a great deal of talk about rebuilding

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particular areas but we don't have to talk about the Ironbound Section because it takes care of itself. When there is an empty lot in this area, a house is built on that site and he indicated we have to look at the total picture of the City as some areas cannot survive on their own.

Councilman Carrino agreed that reconstruction of the James Street area was a give-away to the business community and felt we need middle class people in the City of Newark. There has to be consideration for relocation of people and some of the people being relocated are getting much more than what their property is worth. There are two sides to every story and each one must be weighed individually. He felt the Council should look more closely at New-Town In-Town Plans.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF
RELOCATION FOR THE SOUTH BROAD VALLEY COMMUNITY, CITY TAX BLOCK 2777.

WHEREAS, the Municipal Council by Resolution 7RBH, adopted on October 19, 1977, did determine that the South Broad Valley Community City Tax Block 2777 (hereinafter called the "Area") is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; and

WHEREAS, the Central Planning Board of the City of Newark has considered and approved a Redevelopment Plan for said Area; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area.

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NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL
OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the
Redevelopment Plan for the Area conforms to the general plan of
the City of Newark.

2. That it is hereby found and determined that the
program for proper relocation of the individuals and families
displaced in carrying out the Redevelopment Plan in decent, safe
and sanitary dwellings in conformity with acceptable standards is
feasible and can be reasonably and timely effected to permit the
proper prosecution and completion of the Plan; and that such
dwellings or dwelling units available or to be made available to
such displaced individuals and families are at least equal in
number to the number of displaced individuals and families, are not
generally less desirable in regard to public utilities and public
and commercial facilities than the dwellings of the displaced
individuals and families in the Area, are available at rents or
prices within the means of the displaced individuals and families,
and are reasonably accessible to their place of employment.

3. That it is hereby found and determined that the
Redevelopment Plan for the Area gives due consideration to the
provisions of adequate park and recreation areas and facilities, as
may be desirable for the neighborhood improvement, with special
consideration for the health, safety and welfare of children
residing in the general vicinity of the site covered by the Plan.

4. That it is hereby found and determined that the
Redevelopment Plan for the Area will afford maximum opportunity,
consistent with the sound needs of the City of Newark as a whole,
for the redevelopment of the Area.

5. That in order to facilitate the implementation of
the Redevelopment Plan it is found and determined that certain
official action must be taken by this Body and accordingly, this
Body hereby (a) pledges its cooperation in helping to carry out
such Redevelopment Plan; (b) requests the various officials,
departments, boards, and agencies of the City of Newark having
administrative responsibility in the premises to cooperate to
such end and to exercise their respective functions and powers
in a manner consistent with said Plan and take appropriate
action upon proposals and measures designed to implement said
Plan.

6. That development activity shall only be related to
City Block 2777, and any analysis of surrounding areas contained
in the Redevelopment Plan shall not be construed to mean that
the City of Newark intends to develop such surrounding areas.

7. That the Redevelopment Plan for the Area having
been duly reviewed and considered is hereby approved, and the
City Clerk be and is hereby directed to file a copy of the
Redevelopment Plan with the minutes of this meeting.

8. That this Ordinance shall take effect upon final
passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to
approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, stated he
is not against everything but he is against throwing in everything at once. This will
happen over a period of many, many years. He felt there is really no Comprehensive
Plan as Mayor's Policy and Development Office relates to the 1964 Master Plan which is

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outdated. He pointed out the Council has approved enough redevelopment sites and if all projects were lived up to we would have a nice City.

Councilman Martinez noted shortly after he was elected in 1974 he visited the area in the site of the A & P and Sears and Roebuck and Sears and Roebuck was on the verge of leaving the City. Council sat down with the Manager of Sears and Roebuck, showed him what could be done and he agreed if a long range plan was put into effect Sears and Roebuck could stay and employ hundreds of Newark residents in that area. There was an option to start something there in 1974 or watch Sears and Roebuck pull out. He felt the plan in effect is to keep the people in the neighborhood and it is better to give them something better than nothing.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE REDEVELOPMENT PLANS AND FEASIBILITY OF RELOCATION

FOR THE SOUTH BROAD VALLEY AREA, CITY BLOCKS 882, 891, 893 AND 2697.

WHEREAS, City Blocks 883, 891, 893 and 2697 comprise the South Broad Valley Community Project Area; and

WHEREAS, the Municipal Council by Resolution 7Rg adopted May 3, 1961, did determine that City Block 893 is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.). as amended, and by Chapter 300 of the Laws of 1949 of New Jersey (N.J.S.A. 55:14A-31 et seq.) as amended; and

WHEREAS, City Blocks 883, 891 and 2697 have been designated for public use; and

WHEREAS, the Central Planning Board of the City of Newark has considered and did approve by resolution on September 12, 1977, a copy of which is attached hereto, a Redevelopment Plan for the South Broad Valley Area, (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

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WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the objectives of the Redevelopment Plan cannot be achieved through rehabilitation of the Area.

Section 4. That it is hereby found and determined that the program for the proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

Section 5. That in order to facilitate the implementation of the Redevelopment Plan it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 6. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for Federal financial assistance pertaining to the Area is necessary to enable the project to be undertaken in accordance with the Redevelopment Plan for the Area.

Section 7. That development activity shall only be related to City Blocks 883, 891, 893 and 2697, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

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Section 8. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 9. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, questioned why 2697 which is on Elizabeth Avenue was thrown in with this package which is for downtown Newark.

Councilman Tucker replied he believes this is part of the development plan surrounding Symphony Hall area and is part of the package. It is basically to upgrade that area.

Councilman Martinez pointed out the biggest Urban Renewal Area is the N.J.R-121 area which encompasses the Meadowlands, Doremus Avenue, Wilson Avenue, Avenue P, etc. \$136,000,000. in construction and building, 3,000 jobs and about \$½ million in taxes have been generated by this development.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

President Harris: The yeses are eight and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO PROHIBIT ASSIGNMENT OR TRANSFER OF INTEREST IN ANY BID TO PURCHASE CITY-OWNED PROPERTY PRIOR TO CLOSING OF TITLE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. In the case of the sale of City-owned property, the successful bidder prior to the closing of title shall not assign his bid or any right, title or

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interest in the property on which the bid was made, without the prior approval of the Municipal Council unless expressly authorized in the Resolution of said Council setting forth the conditions governing bids, and then only to the extent so permitted.

Section 2. Any ordinance inconsistent with this provision is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE CHIEF OF SECURITY, WATERSHED).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 9 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Public Works and establishing salaries therefore," (6S&Fi) adopted May 4, 1977 and amendments thereto be and the same is hereby amended by creating the following title, title code, annual minimum salary and annual maximum salary therefore, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM • SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief of Security, Watershed 999901	1/1/78	\$18,038	\$21,925

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Section 2. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the law of the State of New Jersey.

President Harris called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-f, ADOPTED FEBRUARY 17, 1971, ENTITLED "AN ORDINANCE ENACTING WITHIN THE CITY OF NEWARK, NEW JERSEY, A 15% PARKING TAX ON FEES FOR PARKING GARAGING, OR STORING OF MOTOR VEHICLES IN ACCORDANCE WITH TITLE 54 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY," TO EXTEND SAID ORDINANCE.

WHEREAS, the Municipal Council of the City of Newark by Ordinance 6S&FF adopted February 17, 1971, enacted a 15% Parking Tax on fees for parking, garaging, or storing of Motor Vehicles in the City of Newark in accordance with Title 54 of the Revised Statutes of the State of New Jersey; and

WHEREAS, the Senate and the General Assembly of the State of New Jersey has amended N.J.S.A. 40:48C-8 so as to provide that the tax on fees for parking, garaging or storing of Motor Vehicles levied in accordance with that Chapter is extended to permit the collection of said tax for parking services rendered on or before December 31, 1978.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Section 6 of Ordinance 6S&FF adopted February 17, 1971 entitled "AN ORDINANCE ENACTING WITHIN THE CITY OF NEWARK, NEW JERSEY, A 15% PARKING TAX ON FEES FOR PARKING, GARAGING OR STORING OF MOTOR VEHICLES IN ACCORDANCE WITH TITLE 54 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY," be and is hereby amended to read as follows:

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Section 6.

This ordinance shall apply to all parking garaging, or storing of motor vehicles provided on or before December 31, 1978.

2. This ordinance shall be deemed effective as of January 1- 1978.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. BRETT HARWOOD, GENERAL COUNSEL FOR SQUARE INDUSTRIES, 921 BERGEN AVENUE, JERSEY CITY, NEW JERSEY.

MR. DANIEL LOCITZER, REPRESENTING NEWARK PARKING ASSOCIATION, 69 ACADEMY STREET, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council requesting that the parking tax be reduced from 15% to 5% which would be consistent with the overall strategy of improving the image, climate and realities of downtown Newark. They felt that the vast majority of municipalities realize that such an onerous tax is a disincentive to downtown commerce and vitality.

President Harris questioned if it is not a fact that the parking operators in the City pass this tax on to the consumer who use this facility. If this is a fact, he could not understand why the operators find it so difficult to collect the tax and pass it on to the City.

President Harris further noted Administration is tying up their budget for the Year 1978 and the parking tax is anticipated revenue because this parking tax would contribute to the reduction of real estate taxes. He felt it would be more beneficial to the taxpayers of the City of Newark to continue this tax.

Councilman Giuliano felt this parking tax discourages many shoppers from coming into the downtown area. If people don't come into the downtown area and businesses fail, where will the taxpayers be then. He asked Chief Accountant Fitzsimons whether it is true that the City has collected approximately \$1 million in the last year from this tax and Chief Accountant Fitzsimons replied the figure is very close to that.

Councilman James felt it was naive to think we are going to resolve a downtown problem by the 15% parking tax. There are other factors which keep people away from the downtown area. This Council reduced the payroll tax through the lobbying efforts of the Chamber of Commerce but it should be understood the City swells to one million in population at noon time from people who live outside the City, who destroy our roads, make insurance rates go up for those who live within the City, create potholes and he does not think paying the 15% will deter anyone from parking downtown.

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He noted the Parking Authority of Newark has sponsored days for free parking and people did not show up.

Councilman Martinez appreciated the speaker's concerns since they are looking out for their own interests. He does not think anyone has figures on what would be lost if we reduced this tax and what would be gained if we increase it. He questioned if this ordinance were deferred for two weeks, how much anticipated revenue could the City lose.

At the request of President Harris, Corporation Counsel Perillo stated he would venture an opinion that two to three weeks of parking tax revenue might very well be jeopardized. He felt there might be a legal question by making it retroactive to January 1, 1978 at a later date. He pointed out there might be a problem as to what the parking lot attendant would be doing to collect the tax in the interim before final adoption of this ordinance.

Councilman James said one factor that disturbs him is that the Chamber of Commerce is more concerned about directing the City what they should do as to opposed as to what the business community can do for themselves. In other cities it is not uncommon for the business community to finance shopping malls, finance multi-purpose centers or athletic facilities to stimulate their economy. He does not understand why with all the vacant lots in the downtown area the business community could not collectively purchase land and build an attractive shopping mall such as exists in San Diego. He recalled at one time the City proposed a shopping mall for what is now Halsey Street. It was proposed to cut off Halsey Street, put plants in the street and have parking and walking malls. However, this has never gotten off the ground because of the failure of the Chamber of Commerce to become a participant. He felt the question is what can the business community do in concert with the City to stimulate our economy and benefit both the businessman and the City collectively.

Councilman Tucker noted there is a different price for various downtown lots. He questioned if the City were amenable to reduce the tax, would the parking lot owners pass that savings onto the customer and Mr. Locitzer replied in the affirmative.

President Harris asked Chief Analyst Polster if this ordinance were deferred what sort of adverse effect it would have in terms of revenue that the City is presently collecting.

Chief Analyst Polster replied the amount of revenue that could be lost would be somewhere around the \$100,000. figure.

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No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Carrino suggested the City Clerk make arrangements to have the speakers representing parking lots meet with the Council in the near future to discuss this matter for possible adjustment in 1979.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO IMPOSE A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title.

This ordinance shall be known and may be cited as the "Newark Payroll Tax of 1978.

Section 2. Definitions.

"Director" means the Director of Finance of the City of Newark.

"Employer" means any individual, corporation, company, association, society, firm, partnership, joint stock company, trust, estate, or foundation, standing in the position of employer in an employer-employee relationship, whether or not organized for profits, having one or more employees, and having a payroll in excess of \$2,500.00 in any calendar quarter; other than

- a. the government of the United States;
- b. the State of New Jersey, or a county, municipality, school district or special district of the state;
- c. an interstate agency; or
- d. an agency or instrumentality of any entity enumerated in a., b. or c. above;

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e. any insurance company formed by authority of another state or foreign county, subject to the provisions of N.J.S.A. 17:32-15.

"Payroll" means an amount equal to the total remuneration paid by an employer to employees which is subject to withholding by the employer for federal income tax purposes for services, other than domestic services in a private residence, if

a. the services are performed within the City of Newark;
or

b. the services are performed both within and without the City of Newark, but within the State of New Jersey, and the place from which the services are supervised is in the City of Newark.

Section 3. Tax Imposed.

There is hereby imposed on every employer a tax equal to three fourths of one (.75%) per cent of his payroll, on all payrolls related to services performed in the calendar year 1978.

Section 4. Regulations.

The Director shall promulgate regulations relating to the reporting and payment of the tax imposed, including regulations which:

a. Require the report and payment of the tax imposed for the preceding calendar quarter on or before the last day of April, July, October and January, respectively;

b. Provide methods for enforcement of, and for the imposition of penalties for failure to report and pay, the tax imposed;

c. Provide procedure for claims for refunds and repayment of overpayment of taxes.

A copy of every regulation shall be submitted to the Municipal Council, and any regulation that is not objected to by the Council at its next regular meeting shall become effective at the end of said meeting, and shall be deemed to be a part of this Ordinance.

Section 5. Prohibition against deduction or withholding.

No employer shall deduct or withhold any amount from the remuneration payable to an employee because of the tax imposed by this Ordinance.

Section 6. Information Confidential.

Any information contained in an employer's report or received by the City of Newark or any of its officers or employees as a result of any investigation, hearing or verification of a report shall not be disclosed except for official purposes, and shall not be disclosed except in accordance with an order or a court or as otherwise provided by law.

Section 7. Interest and Penalty.

If the tax imposed herein is not paid when due, interest at a rate of 12% per annum on the amount of said tax, and an additional penalty of 1/2 of 1% of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid, shall be added and collected.

Section 8. Appeals.

Any aggrieved employer may, within three months after any decision, order, finding, assessment or action of the Director, appeal to the Division of Tax Appeals by filing a petition of appeal with said Division in the manner and form prescribed by the said Division and upon payment of the amount stated by the Director to be due. The appeal provided by this section shall be the exclusive remedy available to any employer for review of a decision of the Director in respect to a determination of liability for the tax imposed herein.

Section 9. Division of Local Finance.

The City Clerk shall file a copy of this Ordinance with the Director of the Division of Local Finance in the New Jersey Department of Community Affairs.

He shall likewise file any amendments to this Ordinance including any regulations promulgated in accordance with Section 4 of this Ordinance.

Section 10. Effective Date.

This Ordinance shall be deemed effective January 1, 1978.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, Giuliano.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE AUTHORIZING MAYOR AND THE MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH M.J.L. REALTY, INC. TO LEASE THE PREMISES KNOWN AS 77-79 JACKSON STREET (FIRST FLOOR), NEWARK, NEW JERSEY, AT A MONTHLY RATE OF \$1,322.77; NOT TO EXCEED A TOTAL OF \$15,873.24, COMMENCING JANUARY 9, 1978.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

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SECTION 1. That the Municipal Council of the City of Newark hereby authorizes the Mayor and the Mayor's Office of Employment and Training to enter into a contract with M.J.L. Realty, Inc. to lease the premises known as 77-79 Jackson Street (1st floor) Newark, New Jersey.

SECTION 2. That the consideration which shall be paid for said space shall be at a monthly rate of \$1,322.77 not to exceed a total of \$15,873.24 commencing January 9, 1978.

SECTION 3. That a copy of the written final lease agreement shall be permanently filed with this ordinance in the Office of the City Clerk by the Director of MOET of the City of Newark upon passage of this Ordinance.

SECTION 4. That the Ordinance shall take effect upon final passage and publication in accordance with the Laws of the State of New Jersey.

SECTION 5. Any Ordinance or parts thereof inconsistent with this Ordinance are hereby appealed.

SECTION 6. Attached hereto is the certification of the Comptroller of the City of Newark which states that there are available sufficient legally appropriated funds for the purpose set forth herein above.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN

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STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK
NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Hansbury Avenue, from Elizabeth Avenue to its terminus)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

Councilman Tucker pointed out that Mr. Don C. Clark who was listed under Hearings of Citizens at this meeting will not be in attendance and requested that his name be put on the January 18, 1978 meeting of the Municipal Council.

/ 6-HC-a.

MR. ROLAND CHARLES WHITE, 15 ASTOR STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the Rent Control Ordinance.

A motion to permit Reverend Malachi Rountree to speak under "Hearings of Citizens" was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 6-HC-b.

REVEREND MALACHI ROUNTREE, GOOD NEIGHBORHOOD BAPTIST CHURCH, 100 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal requesting a proposal be included in the package submitted by the Mayor's Policy and Development Office, 4th Year Housing and Community Act Grant and that proposal is labeled "Good Neighbor Shelter" home for the homeless. This is a particular project geared for housing individuals who do not have a place to stay. They do not presently have such a place in Newark. The speaker urged the Council to consider this so that it might in some way be included in the current package.

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President Harris replied there is an administrative process which secures proposals and they approve what they are going to put into the package. This whole package before the Council will not be approved at this meeting because there are many things the Council has reservations about.

President Harris suggested the speaker speak to representatives of Administration to secure inclusion of his program.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 21 HILLSIDE AVENUE, BLOCK 2666, LOT 16, 32 AND 34-36 HILLSIDE AVENUE, BLOCK 2667, LOTS 28 AND 29, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH SCAFAR CONTRACTING INCORPORATED, 155 NORTH 15TH STREET, BLOOMFIELD, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 77-24, CONSTRUCTION OF 8" WATER MAIN AND SEWER CONNECTIONS ON NEVADA STREET (N.J.R-52) FOR TOTAL SUM OF \$16,000.; IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY THE HOUSING COMMUNITY DEVELOPMENT ACT, 2ND.YEAR FUNDS, URBAN RENEWAL ITEM II SITE IMPROVEMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING THE DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH CLINTON BOGERT ASSOCIATES, CONSULTING ENGINEERS, FOR UNDERTAKING

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FEASIBILITY STUDY OF ABATEMENT OF POLLUTION FROM BLANCHARD STREET, BROWN STREET, LOCKWOOD STREET AND ROANOKE AVENUE STORM SEWERS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); FUNDS PROVIDED BY RESOLUTION 7-R-y, NOVEMBER 30, 1977; CONTRACT NOT TO EXCEED \$60,780.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilman Allen, Carrino, James, Martinez, President Harris.

Not Voting: Councilmen Bottone, Giuliano, Tucker, Villani.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO SUBMIT COPY OF THIS RESOLUTION TO NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION TOGETHER WITH PAYMENT OF \$12,500.; FURTHER THE CITY OF NEWARK AGREES TO PAY \$8,000. PER MILLION GALLONS DAILY WHEN AND IF CITY OF NEWARK AGREES THAT FINDINGS CONTAINED IN INITIAL REPORT ARE REASONABLE, ACCEPTABLE, AND IN THE BEST INTEREST OF THE CITY; FUNDING FOR SAID STUDY AND APPLICATION SHALL BE PAID FROM YEAR 1977, FUND 37, DEPARTMENT 75, AGENCY 2, ACCOUNT #7412, WANAQUE-RAMAPO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting certification of availability of funds was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING MAYOR TO EXECUTE AN AMENDMENT TO CURRENT AGREEMENT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY AND CITY OF NEWARK, RESOLUTION 7-R-co, APRIL 6, 1977, ADDING PROVISION PURSUANT TO HUD DIRECTIVE, "NO MEMBER OF THE GOVERNING BODY OF THE MUNICIPALITY OR ANY OTHER PUBLIC OFFICIAL OF THE MUNICIPALITY WHO EXERCISES ANY RESPONSIBILITIES OR FUNCTIONS WITH RESPECT TO ANY PROJECT DURING HIS TENURE OR FOR ONE YEAR THEREAFTER SHALL HAVE ANY INTEREST, DIRECT OR INDIRECT, IN ANY PROJECT, OR ANY PROPERTY INCLUDED OR PLANNED TO BE INCLUDED IN ANY PROJECT, OR ANY CONTRACTS IN CONNECTION WITH SUCH PROJECTS OR PROPERTY. IF ANY SUCH GOVERNING BODY MEMBER OR SUCH OTHER PUBLIC OFFICIAL OF THE MUNICIPALITY INVOLUNTARILY ACQUIRES OR HAD ACQUIRED PRIOR TO THE BEGINNING OF HIS TENURE ANY SUCH INTEREST, HE SHALL IMMEDIATELY DISCLOSE SUCH INTEREST TO THE LOCAL AUTHORITY." (ORIGINAL RESOLUTION APPROVED JULY 12, 1967, 7-R-b).

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 20 OBSOLETE AND NON-WORKING TYPEWRITERS AND OFFICE MACHINES, DIVISION OF CENTRAL PURCHASE; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TOTALLING \$26,231.70 TO INDIVIDUALS ON ANNEXED EXHIBIT "A", BY REASON OF COUNTY BOARD JUDGMENTS, VETERANS ALLOWANCE, STATE BOARD JUDGMENTS, SENIOR CITIZENS ALLOWANCE, AND CASH OVERPAYMENTS FOR THE YEARS 1971, 1972, 1973, 1974, 1975 AND 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANTHONY OLAM, FIELD REPRESENTATIVE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF CONTAGIOUS DISEASE, FOR PERIOD BEGINNING OCTOBER 26, 1976 AND ENDING APRIL 20, 1977. (SENIOR FIELD REPRESENTATIVE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, H.C.D.A. - FIRST LEAVE BEGAN APRIL 20, 1976)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANTHONY OLAM, FIELD REPRESENTATIVE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF CONTAGIOUS DISEASE, FOR PERIOD BEGINNING APRIL 20, 1977 AND ENDING OCTOBER 20, 1977.

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(SENIOR FIELD REPRESENTATIVE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH,
H.C.D.A. - FIRST LEAVE BEGAN APRIL 20, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANTHONY OLAM,
FIELD REPRESENTATIVE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF
CONTAGIOUS DISEASE, FOR PERIOD BEGINNING OCTOBER 20, 1977 AND ENDING APRIL 20, 1978.
(SENIOR FIELD REPRESENTATIVE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH,
H.C.D.A. - FIRST LEAVE BEGAN APRIL 20, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CARMEN A.
BIASE, PUBLIC RELATIONS OFFICER, POLICE DEPARTMENT, FOR PERIOD BEGINNING OCTOBER 26, 1977
AND ENDING APRIL 26, 1978. (DEPUTY MAYOR - FIRST LEAVE BEGAN OCTOBER 23, 1973)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM BESSIE
GORDAN, OWNER OF PREMISES 47-49 SECOND AVENUE, BLOCK 577, LOT 17, FREE AND CLEAR, WITH
EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM
GENERAL INSTRUMENT CORPORATION, A DELAWARE CORPORATION, OWNER OF PREMISES 1130-1146
MC CARTER HIGHWAY, A/K/A 65 GOUVERNUE STREET, BLOCK 445, LOT 37, FREE AND CLEAR, WITH
EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

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A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$2,488.19 PAYABLE TO L. THOMPSON ASSOCIATES AND CHARLES VILLANEUVA, ESQ., HIS ATTORNEY, UPON RECEIPT BY CORPORATION COUNSEL OF ALL PAPERS DEEMED NECESSARY; TO RECOVER A FEE FOR PLACEMENT OF AN INDIVIDUAL WITH CITY OF NEWARK DATA PROCESSING DEPARTMENT, INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT - \$2,109.40-JUDGMENT, INTEREST-\$309.21 AND COSTS-\$69.58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT FOR DEMOLITION OF BUILDINGS WITH BUJAC DEMOLITIONS, INC., LOWEST RESPONSIBLE BIDDER, \$13,047., IN ACCORDANCE WITH THEIR BIDS AND SPECIFICATIONS. (14 NORFOLK STREET - 4 STORY MASONRY BUILDING-\$9,747., 33 OGDEN STREET - 3 STORY FRAME BUILDING-\$3,300.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION RATIFYING CONTRACT WITH JIACOMO ADESSA, M. D., FOR PERIOD JANUARY 1, 1978 TO JANUARY 3, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JIACOMO ADESSA, M.D., FOR DELIVERY OF MEDICAL SERVICES AT THE NEWARK DIVISION FOR PERIOD JANUARY 4, 1978 TO MARCH 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$3,412.50; SAID FUNDS TO BE PAID UNDER AFORESAID CONTRACT ARE PAYABLE FROM CERTIFIED HEALTH SERVICES. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

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Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION RATIFYING CONTRACT WITH AARON FINKELSTEIN, M.D., FOR PERIOD NOVEMBER 1, 1977 TO DECEMBER 31, 1977, FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH: MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$1,890. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting certification of availability of funds was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION RATIFYING CONTRACT WITH FRANK GRADONE, M.D., FOR PERIOD JANUARY 1, 1978 TO JANUARY 3, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER IN- TO AND EXECUTE CONTRACT WITH FRANK GRADONE, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD JANUARY 4, 1978 TO MARCH 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$315.; SAID FUNDS TO BE PAID UNDER AFORESAID CONTRACT ARE PAYABLE FROM CERTIFIED HEALTH SERVICES. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION RATIFYING CONTRACT WITH JEROME HIRSHBERG, O.D. FOR PERIOD JANUARY 1, 1978 TO JANUARY 3, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JEROME HIRSCHBERG, O.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD JANUARY 4, 1978 TO MARCH 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$2,047.50; SAID FUNDS TO BE PAID UNDER AFORESAID CONTRACT ARE PAYABLE FROM CERTIFIED HEALTH SERVICES. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION RATIFYING CONTRACT WITH AARON FINKELSTEIN, M.D., FOR PERIOD JANUARY 1, 1978 TO JANUARY 3, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH AARON FINKELSTEIN, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM JANUARY 4, 1978 TO MARCH 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$2,730.; SAID FUNDS TO BE PAID UNDER AFORESAID CONTRACT IS PAYABLE FROM CERTIFIED HEALTH SERVICES. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF PUBLIC WORKS TO EXECUTE CONTRACT WITH MORGAN-DANIELS SERVICE CO., INC., P.O. BOX 305, WESTFIELD, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR MAINTENANCE, REPAIR AND ADJUSTING OF METERS, METER CHAMBERS, REGULATORS, REGULATING CHAMBERS, ETC. ON THE SOUTH SIDE INTERCEPTOR SEWER, FOR SUM OF \$14,600.; IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; TO BE PAID FROM 1978 OPERATING BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE APPLICATION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT IN AMOUNT OF \$16,978,000. AND AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$11,765,825., UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED THERETO KNOWN AS SUBSECTION G-URBAN DEVELOPMENT ACTION GRANT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL

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REGULATIONS GOVERNING AID GRANT APPLICATIONS; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ACCEPT FUNDS FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A COMMUNITY DEVELOPMENT BLOCK GRANT AND URBAN DEVELOPMENT ACTION GRANT UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AND AMENDMENT THERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION ACCEPTING BID OF FRANK LITTLE FOR \$1,000. PER YEAR PLUS PROPERTY TAXES FOR THE LEASE OF LANDS LOCATED IN THE PEQUANNOCK WATERSHED KNOWN AS BLOCK 570, LOTS 5 AND 11 ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION ACCEPTING A BID OF \$3,000. FOR THE FIRST YEAR AND \$2,000. PER YEAR FOR THE SUBSEQUENT YEARS PLUS REIMBURSEMENT OF ALL PROPERTY TAXES FROM CRAIGMEUR CORPORATION FOR THE LEASE OF LANDS LOCATED IN THE PEQUANNOCK WATERSHED KNOWN AS A PORTION OF BLOCK 239, LOT 8 ON THE TAX MAPS OF THE TOWNSHIP OF ROCKAWAY AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

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7-R-y.

RESOLUTION ACCEPTING BID OF EL MORRO HOLDING CO., INC. FOR CITY-OWNED

PROPERTY KNOWN AS 311 CLINTON AVENUE, BLOCK 2667, LOT 20, NEWARK, NEW JERSEY, FOR \$7,000.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", RETIRED SENIORS VOLUNTEER PROGRAM, \$61,277.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$61,277., SPECIAL ITEM OF

APPROPRIATION, RETIRED SENIORS VOLUNTEER PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", WORK STUDY PROGRAM, \$3,000.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$3,000., SPECIAL ITEM OF

APPROPRIATION, WORK STUDY PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NEWARK REDEVELOPMENT
AND HOUSING AUTHORITY, SECURITY SERVICES, \$79,103.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$79,103., SPECIAL ITEM OF
APPROPRIATION, NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, SECURITY SERVICES; SAID
EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NC-4 COMMENCEMENT AND
TRAINING PROGRAM, \$35,380.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$35,380., SPECIAL ITEM OF
APPROPRIATION, NC-4 COMMENCEMENT AND TRAINING PROGRAM; SAID EMERGENCY FUNDS SHALL BE
PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", JUVENILE JUSTICE
DELINQUENCY PROJECT, \$11,000.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$11,000., SPECIAL ITEM OF APPROPRIATION, JUVENILE DELINQUENCY PROJECT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NUTRITION PROJECT FOR THE ELDERLY, \$43,557.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$43,557., SPECIAL ITEM OF APPROPRIATION, NUTRITION PROJECT FOR THE ELDERLY; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NUTRITION PROJECT FOR THE ELDERLY, \$431,875.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$431,875., SPECIAL ITEM OF APPROPRIATION, NUTRITION PROJECT FOR THE ELDERLY; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

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A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NUTRITION PROJECT FOR THE ELDERLY, \$4,226.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$4,226., SPECIAL ITEM OF APPROPRIATION, NUTRITION PROJECT FOR THE ELDERLY; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NUTRITION PROJECT FOR THE ELDERLY, \$9,359.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$9,359., SPECIAL ITEM OF APPROPRIATION, NUTRITION PROJECT FOR THE ELDERLY; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-br.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NUTRITION PROJECT
FOR THE ELDERLY, \$290,632.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$290,632., SPECIAL ITEM OF
APPROPRIATION, NUTRITION PROJECT FOR THE ELDERLY; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN
1978 BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", MULTIPLE DWELLING
PROGRAM, \$25,000.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$25,000., SPECIAL ITEM OF
APPROPRIATION, MULTIPLE DWELLING PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978
BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", DEMONSTRATION
NEIGHBORHOOD PRESERVATION PROGRAM, \$162,000.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$162,000., SPECIAL ITEM OF APPROPRIATION, DEMONSTRATION NEIGHBORHOOD PRESERVATION PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", WBG0-FM, \$11,294.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$11,294., SPECIAL ITEM OF APPROPRIATION, WBG0-FM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", MUNICIPAL COURT MANAGEMENT IMPROVEMENT PROGRAM, \$62,876.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ca. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$62,876., SPECIAL ITEM OF APPROPRIATION, MUNICIPAL COURT MANAGEMENT IMPROVEMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUMMER FOOD PROGRAM, \$581,925.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cc.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$581,925., SPECIAL ITEM OF

APPROPRIATION, SUMMER FOOD PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUMMER FOOD PROGRAM, \$726,458.65.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ce.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$726,458.65, SPECIAL ITEM OF

APPROPRIATION, SUMMER FOOD PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", OPEN SPACE PROGRAM, \$1,100,000.

A motion to adopt the resolution was made by Councilman James, seconded by

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Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cg.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,100,000., SPECIAL ITEM OF APPROPRIATION, OPEN SPACE PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM; \$14,927.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ci.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$14,927., SPECIAL ITEM OF APPROPRIATION, WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM, \$1,119,706.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ck.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$1,119,706., SPECIAL ITEM OF APPROPRIATION, WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

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A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", URBAN RODENT AND INSECT CONTROL PROGRAM, \$22,160.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cm.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$22,160., SPECIAL ITEM OF APPROPRIATION, URBAN RODENT AND INSECT CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", URBAN RODENT AND INSECT CONTROL PROGRAM, \$113,700.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-co.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$113,700., SPECIAL ITEM OF APPROPRIATION, URBAN RODENT AND INSECT CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, villani, President Harris.

7-R-cp.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

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INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", URBAN RODENT AND INSECT CONTROL PROGRAM, \$227,374.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cq. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$227,374., SPECIAL ITEM OF APPROPRIATION, URBAN RODENT AND INSECT CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cr. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", MULTIPHASIC DRUG TREATMENT PROGRAM, \$208,369.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cs. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$208,369., SPECIAL ITEM OF APPROPRIATION, MULTIPHASIC DRUG TREATMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ct. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", MULTIPHASIC DRUG TREATMENT PROGRAM, \$409,875.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-cu.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$409,875., SPECIAL ITEM OF

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APPROPRIATION, MULTIPHASIC DRUG TREATMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cv.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", CHEST CLINIC GRANT, \$20,305.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cw.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$20,305., SPECIAL ITEM OF

APPROPRIATION, CHEST CLINIC GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cx.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", CIVILIAN CAB STARTER PROGRAM, \$10,000.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cy.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$10,000., SPECIAL ITEM OF

APPROPRIATION, CIVILIAN CAB STARTER PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,

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Villani, President Harris.

7-R-cz. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", HEALTH PLANNING AGENCY,
\$50,000.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-da. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$50,000., SPECIAL ITEM OF
APPROPRIATION, HEALTH PLANNING AGENCY; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978
BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-db. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUB-REGIONAL
TRANSPORTATION PLANNING GRANT, \$45,600.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dc. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$45,600., SPECIAL ITEM OF
APPROPRIATION, SUB-REGIONAL TRANSPORTATION PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE
PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dd. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", INTERGOVERNMENTAL
PERSONNEL ACT GRANT, \$15,000.

A motion to adopt the resolution was made by Councilman Bottone, seconded by

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Councilman Allen and declared adopted by President Harris by the following votes: **797**

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-de. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$15,000., SPECIAL ITEM OF APPROPRIATION, INTERGOVERNMENTAL PERSONNEL ACT GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-df. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", ECONOMIC GROWTH AND DEVELOPMENT CORPORATION, \$225,000.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dg. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$225,000., SPECIAL ITEM OF APPROPRIATION, ECONOMIC GROWTH AND DEVELOPMENT CORPORATION; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dh. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", CHILDHOOD LEAD POISONING PREVENTION AND CONTROL, \$93,827.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-di. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$93,827., SPECIAL ITEM OF APPROPRIATION, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL; SAID EMERGENCY FUNDS SHALL

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BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/7-R-dj.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", CHILDHOOD LEAD POISONING PREVENTION AND CONTROL; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/7-R-dk.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$11,782., SPECIAL ITEM OF APPROPRIATION, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/7-R-dl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, \$35,000.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/7-R-dm.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$35,000., SPECIAL ITEM OF APPROPRIATION, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-dn.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", 701 COMPREHENSIVE PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-do.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$23,000., SPECIAL ITEM OF

APPROPRIATION, 701 COMPREHENSIVE PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dp.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", 701 COMPREHENSIVE PLANNING GRANT, \$31,434.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dq.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$31,434., SPECIAL ITEM OF

APPROPRIATION, 701 COMPREHENSIVE PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dr.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", 701 COMPREHENSIVE PLANNING GRANT, \$20,500.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ds. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$20,500., SPECIAL ITEM OF APPROPRIATION, 701 COMPREHENSIVE PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dt. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", 701 COMPREHENSIVE PLANNING GRANT, \$34,200.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-du. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$34,200., SPECIAL ITEM OF APPROPRIATION, 701 COMPREHENSIVE PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dv. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NEIGHBORHOOD FACILITIES, \$633,758.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dw. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$633,758., SPECIAL ITEM OF APPROPRIATION, NEIGHBORHOOD FACILITIES; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

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A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dx.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COOPERATIVE AUDIT AGREEMENT, \$24,600.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dy.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$24,600., SPECIAL ITEM OF APPROPRIATION, COOPERATIVE AUDIT AGREEMENT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-dz.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I, \$6,918,555.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ea.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$6,918,555., SPECIAL ITEM OF APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-eb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", YOUTH PLANNING GRANT,

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COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III, \$71,524.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ec.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$71,524., SPECIAL ITEM OF APPROPRIATION, YOUTH PLANNING GRANT, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes, Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ed.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SKILLS, TRAINING AND IMPROVEMENT PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III, \$1,788,003.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ec.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$1,788,003., SPECIAL ITEM OF APPROPRIATION, SKILLS, TRAINING AND IMPROVEMENT PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ef.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE VI, \$15,018,313.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-eg.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$15,018,313., SPECIAL ITEM OF APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE VI; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-eh.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE II, \$3,064,369.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ei.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$3,064,368., SPECIAL ITEM OF APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE II; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ej.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", AIR POLLUTION CONTROL PROGRAM, \$62,707.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ek.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$62,707., SPECIAL ITEM OF APPROPRIATION, AIR POLLUTION CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-el.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", ENVIRONMENTAL IMPROVEMENT PROGRAM, \$18,553.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-em.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$18,553., SPECIAL ITEM OF

APPROPRIATION, ENVIRONMENTAL IMPROVEMENT PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-en.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUB-REGIONAL COMPREHENSIVE TRANSPORTATION PLANNING GRANT, \$25,600.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-eo.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$25,600., SPECIAL ITEM OF

APPROPRIATION, SUB-REGIONAL COMPREHENSIVE TRANSPORTATION PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ep.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", TALENT SEARCH, \$550.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by

Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-eq. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$550., SPECIAL ITEM OF APPROPRIATION, TALENT SEARCH; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-er. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", TRAINING AND ORGANIZATIONAL DEVELOPMENT PROGRAM, \$1,250.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-es. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$1,250., SPECIAL ITEM OF APPROPRIATION, TRAINING AND ORGANIZATIONAL DEVELOPMENT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-et. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", GREEN ACRES LOCAL ASSISTANCE PROGRAM, \$81,011.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-eu. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$81,011., SPECIAL ITEM OF APPROPRIATION, GREEN ACRES LOCAL ASSISTANCE PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

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A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ev.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", WOMEN, INFANT AND
CHILDREN'S SUPPLEMENTAL FOOD PROGRAM, \$565,170.

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ew.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$565,170., SPECIAL ITEM OF
APPROPRIATION, WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM; SAID EMERGENCY
FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ex.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", WOMEN, INFANT AND
CHILDREN'S SUPPLEMENTAL FOOD PROGRAM, \$415,480.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ey.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$415,480., SPECIAL ITEM OF
APPROPRIATION, WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM; SAID EMERGENCY
FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-ez.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", NON-EMERGENCY TRANSPORTATION PROGRAM, \$122,171.50.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fa.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$122,171.50, SPECIAL ITEM OF

APPROPRIATION, NON-EMERGENCY TRANSPORTATION PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", 701 COMPREHENSIVE PLANNING GRANT, \$1,367.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fc.

EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$1,367., SPECIAL ITEM OF

APPROPRIATION, 701 COMPREHENSIVE PLANNING GRANT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", AIR POLLUTION CONTROL PROGRAM, \$45.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fe. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$45., SPECIAL ITEM OF APPROPRIATION, AIR POLLUTION CONTROL PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ff. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", YOUTH COMMUNITY CONSERVATION AND IMPROVEMENT PROJECT, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III, \$322,734.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fg. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$322,734., SPECIAL ITEM OF APPROPRIATION, YOUTH COMMUNITY CONSERVATION AND IMPROVEMENT PROJECT, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fh. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", YOUTH EMPLOYMENT AND TRAINING PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III-C, SUBPART 3, \$1,358,959.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-fi. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$1,358,959., SPECIAL ITEM OF APPROPRIATION, YOUTH EMPLOYMENT AND TRAINING PROGRAM, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III-C, SUBPART 3; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fj. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SAFE AND CLEAN NEIGHBORHOODS PROGRAM, 1977-1978, \$1,000,000.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fk. EMERGENCY TEMPORARY RESOLUTION APPROPRIATING \$1,000,000., SPECIAL ITEM OF APPROPRIATION, SAFE AND CLEAN NEIGHBORHOODS PROGRAM, 1977-1978; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-fl. RESOLUTION TO CANCEL TAXES ASSESSED TO PREMISES DESIGNATED AS 707-721 BROAD STREET, BLOCK 53, LOT 38, AS PER LEASE AGREEMENT; (1974 (2ND HALF)-\$164,654.87, 1975 (FULL YEAR)-\$442,330.00, 1976 (FULL YEAR)-\$445,000.00., 1977 (FULL YEAR)-\$411,625.00, TOTAL OUTSTANDING TAX ARREARAGE-\$1,463,609.87).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone.

No: Councilmen Carrino, James, Martinez, Tucker.

Not Voting: Councilmen Giuliano, Villani, President Harris.

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MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE BUSINESS ADMINISTRATOR AND CORPORATION COUNSEL TO PROVIDE A WRITTEN EXPLANATION AS TO WHY THE BIBLE FELLOWSHIP CHURCH LOCATED AT 30 RANDOLPH PLACE HAS NOT BEEN CITED FOR VIOLATION OF THE ZONING ORDINANCE OF THE CITY OF NEWARK AS IT RELATES TO PARKING REQUIREMENTS, was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH MS. PATRICIA ROBERTS HARRIS, SECRETARY, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND MR. WALTER J. JOHNSON, AREA DIRECTOR OF HUD PINPOINTING THE URGENCY OF REINSTATING SECTION 8 SUBSIDY FUNDS TO THE NEW JERSEY STATE HOUSING AGENCY WHICH WERE RECENTLY CUT BY APPROXIMATELY 80%; FURTHER INDICATING THAT LAST YEAR THE STATE OF NEW JERSEY RECEIVED SOME 6,000 SECTION 8 SUBSIDIES WHICH ARE AN ABSOLUTE NECESSITY IN DEVELOPING LOW AND MODERATE HOUSING PARTICULARLY IN THE CITY OF NEWARK WHERE ANY REDUCTION WILL HAVE A MAJOR ADVERSE IMPACT ON HOUSING DEVELOPMENT, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker Villani, President Harris

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 22, 1977, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 4, SECTION 16, SURETY AGREEMENTS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This ordinance requires 100% surety bond on all surety contracts)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 18, 1978 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 22, 1977, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE OF THE CITY OF NEWARK TO EXECUTE A BARGAIN AND SALE DEED TO THE U.S. SMALL BUSINESS ADMINISTRATION FOR PROPERTY KNOWN AS 27-29 FLEMING AVENUE (BLOCK 2019, LOT 1) ON THE TAX MAP OF THE CITY OF NEWARK, NEW JERSEY FOR CONSIDERATION IN THE AMOUNT OF \$5,000. PURSUANT TO N.J.S.A. 40A:12-13 (b) (1).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 18, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED DECEMBER 23, 1977, APPOINTING DR. JOHN B. WALLER, JR., PH.D., AS DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE FOR THE CITY OF NEWARK, EFFECTIVE JANUARY 11, 1978, SUBJECT TO THE COUNCIL'S CONFIRMATION.

(Copy of communication submitted to each Member of the Council)

(Dr. Waller met with the Council January 3, 1978)

A motion to confirm the appointment of Dr. John B. Waller, Jr., Ph.D., as Director of the Department of Health and Welfare for the City of Newark, effective January 11, 1978, subject to the Council's confirmation was made by Councilman James, seconded by Councilman Tucker.

Councilman Tucker questioned what termination date of this appointment will be.

The City Clerk replied the Faulkner Act provides "that the incumbent continue until his successor is appointed and qualified". The Statute thus provides he will be a hold-over after the termination date until such time as another name is submitted.

President Harris: Will the Council confirm this appointment?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The appointment is confirmed.

January 4, 1978

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 29, 1977, ENCLOSING PROPOSED "ORDINANCE AMENDING ORDINANCE 6-S & F-1 OF JULY 16, 1975, AS AMENDED BY ORDINANCES 6-S & F-f AND 6-S & F-e ADOPTED JANUARY 7, 1976 AND AS FURTHER AMENDED BY ORDINANCE 6-S & F-k AND 6-S & F-j ADOPTED JULY 14, 1976 ENTITLED 'AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974.'"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-n, on page 7 in the minutes of this meeting)

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 30, 1977, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE EXTENSION OF THE ZONING ORDINANCE OF THE CITY OF NEWARK, TITLE 27, CHAPTER 1, SECTION 1, ET SEQ., OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 AS AMENDED AND SUPPLEMENTED AND ADOPTED AS AN INTERIM ZONING ORDINANCE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-1, on page 6 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from December 13, 1977 to December 23, 1977:

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BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Newark Aerie #44-FOE	7014 (Amended)
Alanon Association, Inc.	7509 (Amended)
Holy Name Society - Sacred Heart Church of Vailsburg	7516 (Amended)
St. John's Ukrainian Catholic Church	7598
Blessed Sacrament Church	7599
PFC Henry Guglicciello Chapter #57-DAV	7600
St. Casimir's Roman Catholic Church	7602
Immaculate Heart of Mary Roman Catholic Church (For the Spanish Speaking)	7604

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society - Sacred Heart Church of Vailsburg	7565 (Amended)
The Auxiliary of the Newark Beth Israel Medical Center	7597
Church of Our Lady of Good Counsel	7601
First Zion Hill Baptist Church	7603

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

12-a. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 4:00 P. M.

January 4, 1978

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APPROVED:

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Earl Harris

Earl Harris
President

Newark, New Jersey, January 9, 1978

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A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 1:40 P.M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris, City Clerk Frank D'Ascesnio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 5, 1978 at the time of its preparation. All persons who prepaid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated January 5, 1978 from His Honor, Mayor Kenneth A. Gibson requesting a Special Meeting of the Municipal Council on Monday, January 9, 1978 to consider item 7-R-v which was deferred at a regular meeting held January 4, 1978.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE APPLICATION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT IN AMOUNT OF \$16,978,000. AND AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$11,765,825., UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED THERETO KNOWN AS SUBSECTION G-URBAN DEVELOPMENT ACTION GRANT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ACCEPT FUNDS FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A COMMUNITY DEVELOPMENT BLOCK GRANT AND URBAN DEVELOPMENT ACTION GRANT UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AND AMENDMENT THERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris.

Councilman Carrino stated the Council is being put into a bad situation. This resolution must be adopted now to guarantee the City consideration for \$27,000,000.

January 9, 1978

January 9, 1978

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He is unhappy with the fact there is no input in regard to Administrative expenses and how it will relate to community projects. He is hopeful Administration will make adjustments in the Budget at a later period in 1978.

President Harris directed that the Modifications to HCDA Budget be listed in the record as follows:

MODIFICATIONS TO HCDA BUDGET IN SUBMISSION OF JANUARY 9, 1978

CATEGORY

II	+\$ 25,000	Cooper Memorial Park
	+ 25,000	West Side Center
	+ 126,500	Street Paving
	- 100,000	Street Lighting
	- 50,000	Washington Park
	<u>- 50,000</u>	James Street Rehabilitation
	<u>-\$ 23,500</u>	
III	-\$ 15,000	Code Enforcement
VI	+\$ 48,500	Commercial Rehabilitation
VII	-\$ 10,000	Relocation Payments and Assistance

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilman Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.


ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:


Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

This meeting adjourned at 1:45 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, January 18, 1978

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend John J. Maloney, St. Patrick's Pro-Cathedral.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

(Councilman James arrived at 8:15 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 9, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented SUMMARY OF BUDGET ACTIVITY REPORT, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SURPLUS PROPERTY, FOR THE MONTH OF OCTOBER, 1977.

(Copy submitted to each Member of the Council)

A motion that the Summary of Budget Activity Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD NOVEMBER 23, 1977.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES
OF THE NEWARK PUBLIC LIBRARY, HELD NOVEMBER 23, 1977.

A motion that the Copy of Minutes be received was made by Councilman Carrino,
seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
President Harris.

4-d.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH
OF NOVEMBER, 1977, SUBMITTED BY EXECUTIVE DIRECTOR DENNIS G. CHEROT.

A motion that the Report be received and placed on file was made by Councilman
Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
President Harris.

4-e.

The City Clerk presented SUMMARY OF BUDGET ACTIVITY REPORT, DEPARTMENT OF
PUBLIC WORKS, DIVISION OF SURPLUS PROPERTY, FOR THE MONTH OF NOVEMBER, 1977.

(Copy submitted to each Member of the Council)

A motion that the Summary of Budget Activity Report be received and placed on
file was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the
following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
President Harris.

4-f.

The City Clerk presented REPORT OF OFFICE OF CITY CLERK, FOR THE MONTH OF
OCTOBER, 1977.

A motion that the Report be received and placed on file was made by Councilman
Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
President Harris.

4-g.

The City Clerk presented REPORT OF OFFICE OF CITY CLERK, FOR THE MONTH OF
NOVEMBER, 1977.

A motion that the Report be received and placed on file was made by Councilman
Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
President Harris.

January 18, 1978

ORDINANCES AND HEARINGS OF CITIZENS.

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ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Adding various streets prohibiting Right Turn on Red)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Elizabeth Avenue and Lyons Avenue

Right Turn Prohibition - All Right Turns 7 A. M. to 5 P. M.

School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

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6-F-c.

The City Clerk read AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(This ordinance changes regulations on Commerce Street, between Market Street and Broad Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 1, 1978.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HAMPTON STREET AND MILTON STREET AS ONE-WAY STREETS.

(Hampton Street, westbound, from Boston Street to Wickliffe Street

Milton Street, eastbound, from Boston Street to Wickliffe Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

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6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-7, STOPPING AND STANDING PROHIBITED IN CERTAIN AREAS AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Changing hours of parking prohibition for street cleaning -

Mount Vernon Place between Ellery Avenue and Norman Road

Norman Road between Ivy Street and Sandford Place

Eastern Parkway between Ivy Street and Sandford Place

Kerrigan Boulevard between Ivy Street and Sandford Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 1, 1978.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BLANCHARD STREET.

(Blanchard Street, both sides, from the northerly curbline of Raymond Boulevard to a point 350' northerly thereof)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

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822 6-F-g.

The City Clerk read AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON A PORTION OF EAST PARK STREET.

(East Park Street, North Side, beginning at the easterly curblin of Park Place and extending 72 feet easterly therefrom, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 1, 1978.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 4, SECTION 16, SURETY AGREEMENTS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This ordinance requires 100% surety bond on all surety contracts)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE OF THE CITY OF NEWARK TO EXECUTE A BARGAIN AND SALE DEED TO THE U. S. SMALL BUSINESS ADMINISTRATION FOR PROPERTY KNOWN AS 27-29 FLEMING AVENUE (BLOCK 2019, LOT 1) ON THE TAX MAP OF THE CITY OF NEWARK, NEW JERSEY FOR CONSIDERATION IN THE AMOUNT OF \$5,000.00 PURSUANT TO N.J.S.A. 40A:12-13 (b) (1).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to request the Corporation Counsel to initiate the necessary correspondence and appropriate legislation which would make Federal liens subservient to Municipal liens,

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to more quickly expedite the In Rem Foreclosures for ultimate sale of City-owned properties to the public, was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING IRVINE TURNER BOULEVARD AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

<u>Street</u>	<u>Direction Of Travel</u>	<u>From</u>	<u>To</u>
Irvine Turner Boulevard	Southbound	West Runyon Street	West Peddie Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON MORRIS AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Morris Avenue, east side, beginning at a point 185 feet south of the southerly curblin of South Orange Avenue and extending 40 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by president Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 18, 1978

6-Ph, S & F-c.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, SECTION 11, PARAGRAPH (b) (1) (B), POWERS AND DUTIES OF CITY PURCHASING AGENT, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 2 Chapter 5 Section 11 Paragraph (b) (1) (B), City Purchasing Agent, powers and duties of the revised ordinances of the City of Newark, New Jersey 1966 as amended and supplemented is hereby amended to read as follows:

(b) Powers and Duties: The City Purchasing Agent, under the direction and supervision of the Business Administrator, shall:

(1) (B). Have the power to make awards for all purchases, contracts, and agreements for materials, supplies and equipment. In the case of all purchases, contracts, and agreements awarded pursuant to this section in excess of \$2,500.00 or service agreements not in excess of \$500.00, the Purchasing Agent shall report these awards to the Municipal Council in the form of a monthly report indicating the date of the award, the name of the contractor, the amount of the contract, the term of the contract, and a brief description of the materials, supplies, or equipment to be furnished. The Purchasing Agent shall also have the power to make awards for all purchases, contracts, and agreements for services not in excess of \$500.00.

Section 2. All prior ordinances inconsistent with the above are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

826

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR EXTENSION OF THE ZONING ORDINANCE OF THE CITY OF NEWARK, TITLE 27, CHAPTER 1, SECTION 1, ET SEQ., OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED AND ADOPTED AN AN INTERIM ZONING ORDINANCE.

WHEREAS, the Newark Central Planning Board has exercised diligence in the preparation of a master plan for the City of Newark pursuant to C.40:55D-28, and

WHEREAS, despite the efforts of the Newark Central Planning Board, the land use element of the master plan has not been completed;

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the zoning ordinance of the City of Newark, title 27, Chapter 1, section 1 et seq., of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, and readopted from February 1, 1977, to February 1, 1978, is hereby extended pursuant to the provisions of C.40:55D-90(b), pending the completion of the new master plan for the City of Newark and the preparation and adoption of a revised zoning ordinance consistent with the land use element of said master plan.

Section 2. The provisions of this ordinance shall be in effect from February 1, 1978 to February 1, 1979.

Section 3. This ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 18, 1978

6-Ph, S & F-e.

827

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED, SUPPLEMENTED AND READOPTED AS AN INTERIM ZONING ORDINANCE, SO AS TO PROHIBIT DRIVE-IN RESTAURANTS WITHIN RESIDENCE AND BUSINESS DISTRICTS AND TO PERMIT DRIVE-IN RESTAURANTS AS A CONDITIONAL USE WITHIN AN INDUSTRIAL DISTRICT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That title 27, Zoning, of the revised ordinances of the City of Newark, New Jersey, 1966, as amended, supplemented and readopted as an interim zoning ordinance, be further amended in the following manner so as to prohibit drive-in restaurants within residence and business districts.

a. Subsection (7) of Section 27:3-23, use regulations, first business district regulations, is hereby amended to read:

27:3-23 Use Regulations.

Subject to the provisions of this article a building or land may be used for any use permitted in the Fourth Residence Districts, and in addition, the ground floor of any building may be used for the following uses:

(7) Restaurants, other than drive-in restaurants, except that none shall be located within 150 feet of a residence district, nor shall the sale of ice cream, drinks or other refreshments for out-of-doors consumption by customers be made within 150 feet of a residence district.

b. Section 27:3-28, use regulations, second business district regulations, is hereby amended to add subsection (11) as follows:

27:3-28 Use regulations.

A building or premises may be used for any purpose except the following:

(11) Drive-in restaurants.

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c. Section 27:3-38, use regulations, fourth business district regulations, is hereby amended to add subsection (41) as follows:

27:3-38 Use regulations.

A building or premises may be used for any purpose except the following:

(41) Drive-in restaurants.

Section 2. That title 27, Zoning, of the revised ordinances of the City of Newark, New Jersey, 1966, as amended supplemented and readopted as an interim zoning ordinance, be further amended in the following manner so as to permit drive-in restaurants as a conditional use within industrial districts:

a. That subsection 27:4-2(a) of additional use regulations is hereby amended to delete all reference to drive-in restaurants.

b. That section 27:4-2, additional use regulations, is hereby amended to add subsection (h) as follows:

27:4-2(h) The following are special regulations relating to drive-in restaurants and they shall govern as provided in section 27:4-1:

- (1) Drive-in restaurants are permitted as a conditional use within industrial districts.
- (2) No permit shall be issued for the operation of a drive-in restaurant except upon approval by the central planning board of an application for a conditional use.
- (3) The following specifications and standards are set forth to guide the central planning board in reaching a decision to grant or deny an application:
 - (i) No drive-in restaurant shall be erected, enlarged or established within 1,000 feet of:

A public school.

A duly organized school giving regular instruction at least 5 days a week for 8 or more months a year.

A hospital.

A nursing home.

A church.

An orphan asylum.

A public library.

A residential district.

(ii) Off-street parking and traffic circulation:

One parking space for each 100 square feet of gross floor area of the building plus 1 space for every 2 employees on duty shall be provided.

Access to and egress from the site shall be arranged for the free and safe flow of vehicles at all times, so as to prevent the blocking or endangering of vehicular or pedestrian traffic. All plans shall be referred to the City traffic engineer for approval as to ingress, egress and traffic circulation within the site.

(iii) Screening and Landscaping.

Suitable, attractive landscaping furnishing yearlong greenery shall be provided.

Attractive fencing and/or evergreen shrubs shall be provided along property lines where the site abuts residential uses.

(iv) Litter Control.

A sufficient number of fully enclosed stationary containers for disposal shall be provided both within and outside the restaurant.

The site shall be kept clean and free from litter.

(v) Signs.

All signs advertising the restaurant shall be stationary, shall be set back from the lot line a minimum of 5 feet and shall have a maximum height of 20 feet and a maximum area of 40 square feet.

There shall be not more than 1 free-standing sign per street frontage.

Signs attached to the building shall be flush mounted and not exceed 10% of the area of the building facade.

Illumination of signs shall be so designed, oriented, arranged or buffered so as to prevent undue intrusion into or interference with the use and enjoyment of other real property in the neighborhood.

(vi) Additional Conditions.

No public telephone shall be permitted on the site outside of a drive-in restaurant.

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- (4) The central planning board may modify any standards set forth herein where particular circumstances so warrant.
- (5) No application for a drive-in restaurant shall be approved unless such approval can be granted without substantial detriment to the public good.

Section 3. That title 27, Zoning, of the revised ordinances of the City of Newark, New Jersey, 1966, as amended, supplemented and readopted as an interim zoning ordinance, be further amended to add the following definitions to subsection 27:1-1 (c):

"Drive-in restaurant" means any establishment providing for the over-the-counter sale of foods, frozen desserts and/or beverages to the consumer, which are packaged in paper, or other types of disposable wrappers or containers or which are served in edible containers in a ready to consume state, and whose design and method of operation is likely to generate vehicular traffic in that it caters mainly to clientele arriving by automobile.

Section 4. Any ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-j OF JULY 16, 1975, AS AMENDED BY ORDINANCES 6-S & F-f AND 6-S & F-e ADOPTED JANUARY 7, 1976 AND AS FURTHER AMENDED BY ORDINANCE 6-S & F-k AND 6-S & F-j ADOPTED JULY 14, 1976 ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974."

WHEREAS, Ordinance 6S&FJ adopted July 16, 1975 authorized execution of Acquisition and Disposition agreements with the Housing Authority of the City of Newark, amended pursuant to Ordinances 6S&FF and 6S&Fe, adopted January 7, 1976, further amended pursuant to ordinances 6s&Fk and 6S&FJ adopted July 14, 1976.

WHEREAS, further changes are necessary with respect to such Agreement and Schedule of Costs attached thereto, to reflect new work load area and it is deemed necessary that an extension of time be approved, thereby allowing the Housing Authority of the City of Newark to perform all the functions and undertakings as required by the effective changes; NOW THEREFORE,

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Municipal Council of the City of Newark hereby ratifies an extension of time under the existing Acquisition and Disposition Agreements dated April 1, 1976, for the period beginning November 1, 1976 and ending January 4, 1978.

Section 2. That the Mayor and the Executive Director of the Mayor's Policy and Development Office are hereby authorized to enter into an Amendatory Agreement with the Housing Authority of the City of Newark to extend the term of the Acquisition and Disposition Agreements until December 31, 1978.

Section 3. That the Mayor and the Executive Director of MPDO are hereby authorized to enter into agreements with the Housing Authority of the City of Newark to further amend the Acquisition and Disposition Agreements authorized pursuant to ordinance 6S&FJ adopted July 16, 1975 amended pursuant to ordinances 6S&FF and 6s&Fe, adopted January 7, 1976 further amended pursuant to ordinances 6s&Fk and 6S&FJ adopted July 14, 1976 to reflect a change in general terms and conditions as provided in paragraph 10 of said Agreements, a change in scope of acquisition activities, as established under paragraph 1 of said Agreement, and as identified on the Schedule of Costs attached thereto and a change in the scope of disposition activities as identified on the Disposal Parcels Identification schedule attached thereto.

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Section 4. Copies of the Amendatory Agreements are attached hereto and made a part hereof.

Section 5. Attached hereto is the Certification of the Comptroller of the City of Newark, which states, (1) that there are available sufficient legally appropriated funds for the purposes set forth hereinabove; and (2) that the line item appropriations of the official budget, adopted pursuant to the local budget law, which shall be charged is fund 80, department 23, agency 86, accounts 250, 251 and 812. (Funds provided in the Housing and Community Development Act of 1974 First Action Year Block Grant).

Section 6. That the Mayor and Executive Director of the MPDO are hereby authorized on behalf of the City of Newark to execute the Acquisitions agreement attached hereto and made a part hereof in an amount not to exceed \$2,392,807.00.

Section 7: All other provisions remain in force.

Section 8. The Director of the Mayor's Policy and Development Office shall file forthwith a duly executed copy of the contract in the Office of the City Clerk.

Section 9. This Ordinance shall take effect after final passage and publication in accordance with the Laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

No registered speakers were present.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO SUBMIT COPY OF THIS RESOLUTION TO NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION TOGETHER WITH PAYMENT OF \$12,500.; FURTHER, THE CITY OF NEWARK AGREES TO PAY \$8,000. PER MILLION GALLONS DAILY WHEN AND IF CITY OF NEWARK AGREES THAT FINDINGS CONTAINED IN INITIAL REPORT ARE REASONABLE, ACCEPTABLE, AND IN THE BEST INTEREST OF THE CITY; FUNDING FOR SAID STUDY AND APPLICATION

SHALL BE PAID FROM YEAR 1977, FUND 37, DEPARTMENT 75, AGENCY 2, ACCOUNT #7412, WANAQUE-
RAMAPO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-b.

RESOLUTION RATIFYING CONTRACT WITH AARON FINKELSTEIN, M. D., FOR PERIOD
NOVEMBER 1, 1977 TO DECEMBER 31, 1977, FOR DELIVERY OF MEDICAL SERVICES AT NEWARK
DIVISION OF HEALTH, MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$1,890.
(CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW
N.J.S.A. 40A:11-5 (1) (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND
DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE APPLICATION FOR A
COMMUNITY DEVELOPMENT BLOCK GRANT IN AMOUNT OF \$16,978,000. AND AN URBAN DEVELOPMENT
ACTION GRANT IN AMOUNT OF \$11,765,825., UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF
1974 AS AMENDED THERETO KNOWN AS SUBSECTION G-URBAN DEVELOPMENT ACTION GRANT WITH
UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL
REGULATIONS GOVERNING AID GRANT APPLICATIONS; FURTHER AUTHORIZING MAYOR AND EXECUTIVE
DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION
TO ACCEPT FUNDS FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ACTION
GRANT UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AND AMENDMENT THERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at a special meeting of the Municipal Council
January 9, 1978)

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7-R-d.

RESOLUTION TO CANCEL TAXES ASSESSED TO PREMISES DESIGNATED AS 707-721 BROAD STREET, BLOCK 53, LOT 38, AS PER LEASE AGREEMENT; (1974 (2ND HALF)-\$164,654.87, 1975 (FULL YEAR)-\$442,330.00, 1976 (FULL YEAR)-\$445,000.00, 1977 (FULL YEAR)-\$411,625.00, TOTAL OUTSTANDING TAX ARREARAGE-\$1,463,609.87).

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council January 17, 1978)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Buck and Corporation Counsel Perillo to meet with the Municipal Council at their special conference January 24, 1978 to discuss this matter was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

(Councilman James arrived at 8:15 P. M.)

7-R-e.

RESOLUTION CONFIRMING ACTION TAKEN ON BEHALF OF CITY OF NEWARK PURSUANT TO N.J.S.A. 40A:11-6 BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF ROBERT BOSSERT & COMPANY, INC., 10 LISTER AVENUE, NEWARK, BASED UPON LOWEST RESPONSIBLE PROPOSAL SUBMITTED TO REPAIR SEWER AND PAVEMENT ON MARKET STREET BETWEEN McCARTER HIGHWAY AND RAYMOND PLAZA WEST; AND AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO ROBERT BOSSERT & COMPANY, INC., IN AMOUNT OF \$44,556. IN ACCORDANCE WITH ATTACHED TABULATION OF WORK ITEMS. (FUNDS PROVIDED FOR BY DEPARTMENT II, FUND II, AGENCY 01, ACCOUNT 141)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH BROWN AND HALE ARCHITECTS AND SUA, INCORPORATED, A JOINT VENTURE FOR DESIGN SERVICES ON PROJECT KNOWN AS POLICE/COURTS RENOVATION PROJECT NOT TO EXCEED \$338,500.; FUNDS PROVIDED BY U. S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION, LOCAL PUBLIC WORKS CAPITAL IMPROVEMENT AND INVESTMENT ACT OF 1977, ACCEPTED BY THE CITY ON SEPTEMBER 7, 1977 - RESOLUTION 7-R-fi; COST TO BE CHARGED TO FUND 55, DEPARTMENT 96, AGENCY 55, ACCOUNT 250. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council January 17, 1978)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Tucker, President Harris.

No: Councilmen Carrino, Martinez.

Not Voting: Councilmen Giuliano, Villani.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH BROWN & HALE ARCHITECTS, FOR DESIGN SERVICES ON PROJECT KNOWN AS NEWARK CENTRALIZED HEALTH CARE FACILITY NOT TO EXCEED \$255,000.; FUNDS PROVIDED BY U. S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION, LOCAL PUBLIC WORKS CAPITAL IMPROVEMENT AND INVESTMENT ACT OF 1977, ACCEPTED BY THE CITY ON SEPTEMBER 7, 1977, RESOLUTION 7-R-fi; COST TO BE CHARGED TO FUND 55, DEPARTMENT 96, AGENCY 52, ACCOUNT 250. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council January 17, 1978)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James.

Councilman Martinez noted Resolutions 7-R-f and 7-R-g are two contracts totaling \$650,000. to the same firm. There was no bidding, everything was done by Administration. Councilman Martinez suggested that his colleagues vote their conscience.

President Harris requested statements relating to these resolutions made by Engineering Director Zach at the pre-meeting conference be included in the minutes of this meeting.

The following are excerpts from the pre-meeting conference of the Municipal Council held January 17, 1978 with respect to Resolutions 7-R-f and 7-R-g.

"Councilman Martinez inquired why these two contracts were being awarded to the same firm.

Engineering Director Zach responded the small dollar value contract, Resolution 7-R-g, for the Centralized Health Care Facility was awarded to Brown & Hale Architects on the basis of their qualifications and ability to perform the work and the fact they are a minority firm with offices located within the City of Newark. The firm also performed the original pre-preliminary plans for the project, for the Department of Health and Welfare, then under Director Buford. Brown & Hale being a well qualified

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architectural firm with both owners properly licensed by the State and with offices in Newark and being a minority firm, it was felt this firm met not only our need for a professional design but is consistent with the EDA regulations on minority employment.

Engineering Director Zach further stated that other proposals were not solicited for the project, since it was felt the selected firm could perform the task and it is determined they can perform the task to our satisfaction. If a fee cannot be negotiated which is agreeable to both parties, then another firm is solicited.

The City Clerk pointed out there is a gap of about \$300,000. between the proposed project construction cost and the original grant.

Engineering Director Zach stated that the gap is covered by Architects's fees plus costs for a required audit which usually is less than that allocated. In addition, it is their intention to retain an Affirmative Action Compliance Officer for the project to insure the City Affirmative Action Plan is complied with and the contractors are adhering to the minority hiring requirement stipulated by EDA. Although the Federal Government is benevolent in grant programs, which is merely our money returned to us, they have stipulated how it is to be expended.

Engineering Director Zach stated regarding Resolution 7-R-f, authorizing a contract for professional services, they requested proposals from SUA, the firm which originally performed, under contract with the City, the space utilization plan for the buildings and facilities which are to be renovated under this project. It is their contention it is in the City's best interest to award to a firm which did the original study since they were most knowledgeable about the project. SUA, not being an Architectural firm and for that reason they developed a joint venture arrangement with the firm of Brown & Hale Company. Once again, this selection by SUA was done to insure a 25% minority representation in the expenditure of the grant under this contract consistent with our policy.

Councilman Tucker remarked that with this contract the total 25% MBE requirement would be met and therefore, no additional MBE would obtain work under the grant.

Engineering Director Zach stated this to be incorrect since it is the City's policy to insure that 25% of each contract go to MBE's, hence, when construction contracts are let, MBE will participate to at least the 25% figure.

Upon questioning by Councilman Carrino, Engineering Director Zach replied that the contract under discussion is a joint venture agreement with Brown & Hale performing the architectural work and SUA performing all work awarded with spatial consideration and interfunctional layout."

Councilman Tucker stated he was present at the pre-meeting conference when Engineering Director Zach stated the Health Care Center was contracted for with the Health Department. They initially hired Brown and Hale to do the preliminary work about nine months to a year ago. They were hired on a retainer of \$1,000. Engineering Director Zach was not of the opinion that if he bid this particular contract that it would serve in the best interest of the project. He did admit that he did not submit this particular item for bid. It came about because the firm did the preliminary work and subsequently it was the decision of the Health Department, in which he concurred, that they be allowed to do the designing for the facility. Item 7-R-f was submitted for bid. They did submit proposals on 7-R-f but not on 7-R-g.

Councilman Carrino countered that was not what Engineering Director Zach said about Resolution 7-R-g. He said he solicited several proposals for the Police Project and decided to take Brown and Hale. He said the second one was not put out for bids either, just that he solicited proposals but there were no bid specifications. None of these were formal bids, none given to the lowest bidder.

Councilman Bottone asked the City Clerk if this type of contract necessitates bidding.

The City Clerk replied both of these contracts are for professional services and come under an exception to the public bidding statute. However, they do solicit informal proposals.

Councilman Martinez felt during the past few months contract problems have come to the Council. Most of the investigating work has been done by the Council. He cited the Jersey Waste matter which they found to be a fraud, investigated another company, the other day, which they found to be a fraud and now they are told to vote for a contract, which the Council has not had an opportunity to investigate. Other companies in the City of Newark have not had an opportunity to bid on this particular contract. There are people in the City of Newark who are homeowners, pay real estate taxes and payroll taxes. Councilman Martinez maintained the Council should take a good look at both of these contracts, discuss them and vote their good conscience. He added there is no question Brown and Hale is definitely an accredited architectural firm. Councilman Martinez again suggested the Council vote their good conscience.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Tucker, President Harris.

No: Councilmen Carrino, Martinez.

Not Voting: Councilmen Giuliano, Villani.

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7-R-h.

RESOLUTION SUPPORTING THE DEVELOPMENT AND IMPLEMENTATION OF UNITED HOSPITALS' LONG RANGE PLAN AS IT RELATES TO THE REVITALIZATION AND IMPROVEMENT OF SERVICES AND ENVIRONMENT OF THE CITY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO VINCENT W. BONO, WATER METER REPAIRMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF WATER SUPPLY, FOR PERIOD BEGINNING JANUARY 10, 1978 AND ENDING JULY 10, 1978. (TO CONTINUE TO WORK IN DIVISION OF INSPECTIONS - FIRST LEAVE BEGAN APRIL 6, 1970)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA, SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING SEPTEMBER 30, 1977 AND ENDING MARCH 30, 1978. (ADMINISTRATIVE SECRETARY TO COUNCILMAN - FIRST LEAVE BEGAN SEPTEMBER 30, 1974)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SADIE VENEY, CLINIC ATTENDANT, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING OCTOBER 6, 1977 AND ENDING APRIL 6, 1978. (WORKING IN OFFICE OF ELDERLY AFFAIRS, DIVISION OF HEALTH - FIRST LEAVE BEGAN OCTOBER 6, 1975)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LIONEL GRECO,
PUBLIC HEALTH PHYSICIAN, 6 HOURS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH,
FOR PERIOD BEGINNING OCTOBER 20, 1976 AND ENDING APRIL 20, 1977. (PUBLIC HEALTH
PHYSICIAN, 10 HOURS - FIRST LEAVE BEGAN APRIL 20, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LIONEL GRECO,
PUBLIC HEALTH PHYSICIAN, 6 HOURS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH,
FOR PERIOD BEGINNING APRIL 20, 1977 AND ENDING OCTOBER 20, 1977. (PUBLIC HEALTH
PHYSICIAN, 10 HOURS - FIRST LEAVE BEGAN APRIL 20, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LIONEL GRECO,
PUBLIC HEALTH PHYSICIAN, 6 HOURS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH,
FOR PERIOD BEGINNING OCTOBER 20, 1977 AND ENDING APRIL 20, 1978. (PUBLIC HEALTH
PHYSICIAN, 10 HOURS - FIRST LEAVE BEGAN APRIL 20, 1976)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED
MOTOR VEHICLES, 170 JUNK VEHICLES, PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION DESIGNATING BUS STOPS EASTBOUND AND WESTBOUND ON WEST MARKET
STREET AT BRUCE STREET, PURSUANT TO SECTION 29:4-197 OF TITLE 39 OF THE REVISED
STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION DESIGNATING INTERSECTION OF KENT STREET AND BRENNER STREET AS A STOP INTERSECTION AND MARKED AS PROVIDED IN SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A DRAFT IN SUM OF \$500. PAYABLE TO JOSEPH, HELEN AND JOHN CEBULA AND EMIL H. BLOCK, ESQ., 60 PARK PLACE, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR INJURIES SUSTAINED BY JOHN CEBULA, A MINOR, WHILE PARTICIPATING IN A HOCKEY GAME AT IRONBOUND ARENA, NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$365. TO MS. EVELYN SHANKLIN, 109 GOODWIN AVENUE, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO HER PROPERTY BY NEWARK DEMOLITION TEAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION ACCEPTING BID OF THE ASPEN GROUP, INC. FOR CITY-OWNED PROPERTY KNOWN AS 24-30 STRATFORD PLACE, BLOCK 2668, LOTS 12, 13, 14 AND 15, NEWARK, NEW JERSEY, FOR \$3,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-u.

RESOLUTION ACCEPTING BID OF TRINITY TEMPLE 7TH DAY ADVENTIST CHURCH, FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 2666, LOT 16, 21 HILLSIDE AVENUE, AND BLOCK 2667, LOTS 28 AND 29, 32 AND 34-36 HILLSIDE AVENUE, NEWARK, NEW JERSEY, FOR \$2,100.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BONNE A TOUTE FAIRE, WYNDMOOR AVENUE, NEWARK, ONLY BIDDER, TO OPERATE ON-THE-JOB TRAINING PROGRAM FOR 18 TRAINEES, FOR SUM NOT TO EXCEED \$34,200.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE TO LOWALT, INC. SUM OF \$2,747.25, EXCESS PAYMENT OF TAXES FOR YEAR 1977, FOR PREMISES 104 NORTH 11TH STREET, BLOCK 1926, LOT 19; PURSUANT TO JUDGMENT OF ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$2,000. AND TO WRITE OFF SAID BALANCE OF CHARGES IN SUM OF \$2,425. ON RECORDS OF DIVISION OF MOTORS, DEPARTMENT OF PUBLIC WORKS, IN SETTLEMENT OF CLAIM FOR DAMAGE TO CITY VEHICLE WHEN IT COLLIDED WITH VEHICLE OWNED BY TRAILWAYS BUS COMPANY ON NEW JERSEY TURNPIKE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$950., IN SETTLEMENT OF CLAIM FOR DAMAGE TO CITY POLICE CAR, INVOLVED IN COLLISION WITH VEHICLE OWNED AND OPERATED BY MELVIN McCRAE AT INTERSECTION OF UNIVERSITY AVENUE AND WILLIAM STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HUBERT WILLIAMS, LIEUTENANT OF POLICE, POLICE DEPARTMENT, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING JANUARY 1, 1978 AND ENDING JUNE 30, 1978. (TO CONTINUE AS POLICE DIRECTOR - FIRST LEAVE BEGAN JULY 1, 1974)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Carrino, Martinez.

No: Councilmen James, Villani.

Not Voting: Councilmen Allen, Bottone, Giuliano, Tucker, President Harris.

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

Councilman Carrino felt as a Council, they should start standing up to their responsibilities. He was concerned because people in the street were complaining about police services and the morale of the Police Department is starting to fall apart.

Councilman Carrino recalled the attitude of the Police Director several times when

meeting with the Council. He recommended the Council invite Police Director Williams to meet with them to advise him of the Council's concerns.

Councilman Allen stated many people in the Police Department and Bronze Shield were dissatisfied and have raised many questions. He felt the Council should defer action on this resolution and invite Police Director Williams to meet with the Council to discuss this matter.

Councilman Martinez did not feel anyone on this Council is looking to hurt the Police Director. This Council is looking to support him and help him in any way they can. Councilman Martinez charged Police Director Williams had a "swelled head" and has been disrespectful in recent months to Councilmen. He felt a deferral might bring Police Director Williams "out of the clouds." Councilman Martinez recommended the Council invite Police Director Williams to meet with them to discuss police affairs.

Councilman Bottone agreed with most of the statements, but at the same time this Council has authority to call in any Director before them. He did not feel the Police Department is at its peak as it used to be, the morale is not what it used to be and the job is not being done as it used to be done. Councilman Bottone agreed the Council should invite Police Director Williams to appear before them and present their grievances to him. He added the Council has the authority to dismiss him if they are not pleased with his performance.

Councilman Giuliano recalled when the last request for an extension of leave of absence for Police Director Williams was submitted to the Council, Councilman Carrino and he were the only two Councilmen who voted in the negative. He has spoken to Police Director Williams in private since then. Councilman Giuliano agreed with Councilman Martinez that sometimes Police Director Williams' attitude is not what it should be and the Police Department is not running smoothly.

Councilman Tucker noted while he is concerned about Police Director Williams' attitude, he is more concerned about the quality of police services in Newark. There are areas which need to be improved. Councilman Tucker felt the Council should invite Police Director Williams to meet with them and "pinpoint" those particular areas.

Councilman Martinez cited several incidents where the Police Director has been disrespectful to the Council. He reiterated no one is looking to hurt Police Director Williams. All he is saying is to defer action on this resolution and invite Police Director Williams to meet with the Council to discuss this matter and bring him "out of the clouds."

Councilman James said there seem to be mixed emotions over the Police Director and he would dare say those who feel he has been arrogant and insensitive should move

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to summon Police Director Williams to a special conference and evaluate his performance and attitude. However, he does not believe they serve any attitudinal change by playing with the leave of absence, only to show antagonism on their part and to approve the leave of absence at a later time. Councilman James related he told Police Director Williams to his face last night that he was arrogant and insensitive and he felt Police Director Williams had, in the past, been disrespectful. He also told the Police Director he would not hold up his leave of absence. Councilman James felt they should deal with him man to man, Council to a Director, and if the Council feels his action is not in the best interest of the City and is detrimental in his policy with respect to community relations work, the Council ought to deal with that. The Legislative Body has the power to do that. He reminded the Council that politics started when Police Director Williams and Fire Director Caufield were sent to the Council as a package deal by the Mayor for confirmation and also to receive a raise. Councilman James said he would most certainly support any motion to summon the Police Director before the Council at a special conference and resolve this matter of performance and attitude of the Police Director.

Councilman Martinez agreed with Councilman James to invite Police Director Williams to meet with the Municipal Council at a special conference. He reiterated no one is out to hurt Police Director Williams.

The City Clerk was directed to invite Business Administrator Buck and Police Director Williams to meet with the Municipal Council at their special conference January 24, 1978 to discuss police affairs.

7-R-ba.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES UNLIMITED, A NEW JERSEY CORPORATION, 340 RAYMOND BOULEVARD, NEWARK, ONLY RESPONSIBLE BIDDER, TO PROVIDE A WORK FORCE UTILIZATION STUDY FOR CITY OF NEWARK, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, AT COST NOT TO EXCEED \$9,980.; CONTRACT SHALL BECOME EFFECTIVE WHEN APPROVED BY MUNICIPAL COUNCIL AND CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT. (FUNDS ENCUMBERED FROM 1977 OPERATING BUDGET OF DIVISION OF PERSONNEL)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AMENDING CONTRACT BETWEEN CITY OF NEWARK AND SOUTH SIDE AMBULANCE

SQUAD FOR PROVISION OF EMERGENCY MEDICAL TRANSPORTATION SERVICE IN SOUTH WARD SECTION OF NEWARK, FOR PERIOD SEPTEMBER 8, 1977 TO SEPTEMBER 7, 1978, TO DECREASE NUMBER OF HOURS SAID EMERGENCY VEHICLE SHALL BE MADE AVAILABLE FROM 24 TO 16 HOURS; MAXIMUM AMOUNT TO BE PAID BY CITY \$5,000., FUNDS AVAILABLE IN DEPARTMENT OF HEALTH AND WELFARE BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman James stated Mr. Dawkins of the South Side Ambulance Squad was in the audience. This Council has been very supportive of the South Side Ambulance Squad and he hopes the confidence of this body continues to echo toward the South Side Ambulance Squad. It will mean increased services and most important, some cooperative efforts. Councilman James extended a helping hand to the South Side Ambulance Squad.

7-R-bc.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND YOUTH DEVELOPMENT

CLINIC OF NEWARK, FOR PSYCHIATRIC AND OTHER SUPPORTIVE SERVICES RENDERED AT YOUTH DEVELOPMENT CLINIC OF NEWARK, 303-309 WASHINGTON STREET, NEWARK, FOR PERIOD JANUARY 1, 1978 TO JANUARY 18, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH YOUTH DEVELOPMENT CLINIC OF NEWARK FOR PSYCHIATRIC AND OTHER SUPPORTIVE SERVICES RENDERED AT YOUTH DEVELOPMENT CLINIC OF NEWARK, FOR PERIOD JANUARY 19, 1978 TO MARCH 31, 1978; MAXIMUM AMOUNT TO BE PAID BY CITY \$8,750. FROM 1978 TEMPORARY MUNICIPAL OPERATING BUDGET, DEPARTMENT OF HEALTH AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER

INTO CONTRACT WITH START-UP TECHNICAL INSTITUTE, INC., ONLY BIDDER, 38 LIBERTY STREET, NEWARK, TO PROVIDE TRAINING FOR 26 TRAINEES IN ELECTRONICS ASSEMBLY, FOR SUM NOT TO EXCEED \$90,000., FOR 26 WEEKS BEGINNING MAY 1, 1978 AND TERMINATING DECEMBER 1, 1978; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH EAST WARD COMMUNITY CENTER, A NEW JERSEY CORPORATION, ONLY BIDDER, TO PROVIDE A BILINGUAL SECRETARIAL PROGRAM, FOR SUM NOT TO EXCEED \$46,800., FOR TRAINING 30 TRAINEES, FOR FIFTY-TWO WEEKS, BEGINNING JANUARY 9, 1978 AND TERMINATING JANUARY 5, 1979; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION APPOINTING LOUIS BATTISTA CONSTABLE FOR A TERM ENDING DECEMBER 31, 1978 AND APPROVING HIS BOND AS TO SUFFICIENCY.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE CONTRACT WITH L. D. SEELY COMPANY, P. O. BOX 2293, OCEAN, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR REPAIRING OF SNOW PLOWS, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, FOR SUM NOT TO EXCEED \$10,000.; TO BE PAID FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION 1977 ADOPTED BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO GEORGE WYNN, 27 SHANLEY AVENUE, NEWARK, NEW JERSEY 07108, THE SUM OF \$49.56, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO DUPLICATE PAYMENT MADE ON BILL RENDERED ON ACCOUNT NO. 10-507-2750-00, 122 SECOND STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b1.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO VICON CONSTRUCTION COMPANY, P. O. BOX 488, LINCOLN PARK, NEW JERSEY 07035, THE SUM OF \$370., NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE FOR NEW WATER SERVICE INSTALLATION WHICH WAS NOT MADE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b1.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 18 SCRAP VEHICLES, MOTORS DIVISION; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AMENDING RESOLUTION 7-R-u ADOPTED MARCH 17, 1976, "RESOLUTION ACCEPTING BID OF EL MORRO HOLDING CO. FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 2824, LOT 38, 15 PENNSYLVANIA AVENUE, NEWARK, NEW JERSEY, FOR \$300. WITH THE CONDITION THAT THE PROPERTY BE IMPROVED WITHIN ONE YEAR OF THE ACCEPTANCE OF THE SUCCESSFUL BID." TO CORRECT CORPORATE NAME OF GRANTEE TO EL MORRO HOLDING CO. INC.;" EL MORRO HOLDING CO. INC. TO PAY \$25. FOR CORRECTIVE DEED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bl.

RESOLUTION AMENDING RESOLUTION 7-R-c ADOPTED OCTOBER 6, 1976, "RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED SCHEDULE A, TOTALING \$357,225. BEING HIGHEST BIDS. (SEPTEMBER 17, 1976 CITY-WIDE AUCTION)" TO CORRECT CORPORATE NAME OF GRANTEE TO EL MORRO HOLDING CO. INC., SUCCESSFUL BIDDER FOR PREMISES 607-609 HIGH STREET, BLOCK 2508, LOT 34; EL MORRO HOLDING CO. INC. TO PAY CITY \$25. FOR CORRECTIVE DEED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION RESCINDING RESOLUTION 7-R-bk DATED APRIL 6, 1977, AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 839-845 NORTH SIXTH STREET, BLOCK 748A, LOT 20 AND LOT 24, NEWARK, NEW JERSEY, AND REAUTHORIZING THE SALE OF SAID CITY-OWNED PROPERTY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Carrino pointed out this is what the City needs, particularly in this area, to service Senior Citizens, with no tax abatement or special concessions by the City of Newark.

7-R-bn.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 774 BERGEN STREET, BLOCK 2707, LOT 29, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS. (CLASSIC LAUNDRY, LTD.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING THE DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH CLINTON BOGERT ASSOCIATES, CONSULTING ENGINEERS, FOR UNDERTAKING FEASIBILITY STUDY OF ABATEMENT OF POLLUTION FROM BLANCHARD STREET, BROWN STREET, LOCKWOOD STREET, AND ROANOKE AVENUE STORM SEWERS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-5 (1) (a); FUNDS PROVIDED BY RESOLUTION 7-R-y, NOVEMBER 30, 1977; CONTRACT NOT TO EXCEED \$60,780.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker.

No: Councilmen Carrino, Villani, President Harris.

7-R-bp.

RESOLUTION ESTABLISHING PETTY CASH FUNDS FOR VARIOUS CITY DEPARTMENTS, FOR THE YEAR 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE PROVIDING FOR EXTENSION OF THE ZONING ORDINANCE OF THE CITY OF NEWARK, TITLE 27, CHAPTER I, SECTION I, ET SEQ., OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED AND ADOPTED AS AN INTERIM ZONING ORDINANCE," BEING FINALLY ADOPTED JANUARY 18, 1978 (6-Ph, S & F-d) AND THE ORDINANCE BECOME EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, EXPRESSING PROFOUND SORROW UPON THE DEATH OF SENATOR HUBERT H. HUMPHREY.

(Copy of resolution submitted to each Member of the Council)

This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

January 18, 1978

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris requested the Council and the audience to stand in silence for one moment in memory of the late Senator Hubert H. Humphrey.

7-R-bs.

RESOLUTION COMMEMORATING THE 141ST ANNIVERSARY OF THE CENTRAL UNITED PRESBYTERIAN CHURCH OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY TO ACCEPT GRANT IN AMOUNT OF \$112,522. FOR CRIMINAL JUSTICE PLANNING-PROJECT ENTITLED "UNIFIED VAILSBURG SERVICES ORGANIZATION PROJECT." (SLEPA-\$106,600., STATE BUY IN-\$5,922., LOCAL CASH-\$5,922. (UNIFIED VAILSBURG SERVICES ORGANIZATION, INC.), TOTAL-\$118,444.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY TO ACCEPT GRANT IN AMOUNT OF \$47,865. FOR CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER - 3RD YEAR." (SLEPA-\$45,346., STATE BUY IN-\$2,519., LOCAL CASH-\$2,519. (VINDICATE SOCIETY, INC.), TOTAL-\$50,384.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Giuliano, James, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino, Martinez.

7-R-bv.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO A CONTRACT WITH THE NEW JERSEY

STATE LAW ENFORCEMENT PLANNING AGENCY TO ACCEPT GRANT IN AMOUNT OF \$105,555. FOR
CRIMINAL JUSTICE PLANNING PROJECT ENTITLED "NORTH WARD COMMUNITY YOUTH ENRICHMENT
PROJECT, 4TH YEAR." (SLEPA-\$100,000., STATE BUY IN-\$5,555., LOCAL CASH-\$5,556.
(NORTH WARD, INC.), TOTAL-\$111,111.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION APPROVING APPLICATION AND PLAN OF DIVERSIFIED REALTY, LIMITED, A

LIMITED DIVIDEND LIMITED PARTNERSHIP ASSOCIATION OF THE STATE OF NEW JERSEY, FOR
REHABILITATION AND CONSTRUCTION OF A 91 UNIT HOUSING PROJECT FOR RENTAL TO SENIOR
CITIZENS IN NEWARK AT 502-504 SUMMER AVENUE, MORE PARTICULARLY DESCRIBED IN SAID
APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN
COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ.,
AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF COMMUNITY
AFFAIRS OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Carrino felt this is a situation that should have been on the Calendar. These people have a commitment for a February Bond Sale, and he discussed this matter with the Chairman of the Tax Abatement Committee. Councilman Carrino pointed out this will be the first project of its kind in the City of Newark for predominantly Spanish people.

The City Clerk noted the contract provides the sponsor or developer of this project will pay all arrearage in taxes and all water lien arrears as a condition for the granting of the tax abatement.

Councilman Carrino related the building owes the City of Newark \$5,700. in back taxes and several thousand dollars in water. It would have been a situation that the City would be taking over in a year or so. This project will have a very stabilizing effect in certain areas.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE CORPORATION COUNSEL TO STUDY THE LEGALITY OF INCLUDING IN ALL FUTURE TAX ABATEMENT AGREEMENTS RELATING TO NEW AND/OR REHABILITATION HOUSING ACCOMMODATIONS, THE REQUIREMENT THAT ALL COVERED DWELLING UNITS BE RESERVED FOR BONAFIDE RESIDENTS OF THE CITY OF NEWARK, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION STRONGLY URGING THE NEW JERSEY STATE LEGISLATURE TO CONSIDER APPOINTING A TASK FORCE TO STUDY THE PLIGHT OF CRIME VICTIMS IN THIS STATE SIMILAR TO THE TASK FORCE APPOINTED TO STUDY THE COUNTY PENAL SYSTEM, was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c.

Councilman Martinez stated due to Administration's inaction and failure to accede to a request by Councilman Giuliano and himself, no resolution is before the Council to include the Newark Day Center's Senior Citizens Meals Program in the Federally funded Elderly Nutrition Program. Following an appeal yesterday by the Director of the Newark Day Center, who sought to continue a meals program benefitting about 55 of the City's elderly, they asked the Administration to prepare, for tonight's meeting, a resolution that would have added this center to the Federal Title VII Program. They have not seen fit to do so. Because inclusion in this program must come at the Administration's request, the Council must await presentation of this document by the City's Law Department.

Councilman Martinez declared the failure of the City to aid this center and others like it, threatened by a cutoff of meals, is a disgraceful tragedy.

Councilman Martinez moved THAT THE COUNCIL STRONGLY URGE ADMINISTRATION TO PROCEED WITH THE MEASURE NEEDED TO SEE THAT THESE CENTERS CONTINUE TO PROVIDE NOURISHING MEALS, WHICH FOR MANY ELDERLY REPRESENT THEIR ONLY DECENT MEAL OF THE DAY. If Administration refuses to answer the Council's plea, then they must answer to the citizenry for its disregard of the welfare of our Senior Citizens. Councilman Martinez noted there are four other centers that this Council supports wholeheartedly and will continue to support for full funding because of their commitment to the community.

The motion was seconded by Councilman Giuliano.

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Councilman Carrino stated Newark Day Center was funded by Title III through the Essex County Office on Aged for many years. Now they are asking to be included in Title VII, which is a Newark Program. They have approximately 60 people, 22 of whom are Newark residents and the others live out of town. The 22 Newark residents all live in areas which are being serviced with lunches right now. This center received a lot of publicity without knowing both sides of the story. None of these people who are Newark residents are being deprived of any lunch. Some are being picked up across the street from the Ironbound Center and being taken to the Newark Day Center once a week and are eating lunch at the Ironbound Center four days a week. There are seven Newark Centers servicing Newark Senior Citizens who have applied and received approval from Administration to be included in the 1978 Budget of Title VII, City of Newark. They do not know how many of these centers are going to be included in 1978, depending upon the State Budget. Councilman Carrino did not think his colleagues want to jump these seven Day Centers and put the Newark Day Center on top, servicing only 22 Newark residents who could have lunch everyday somewhere in the neighborhood under the present program. These centers waiting for 1978 appropriation represent all the wards in the City of Newark.

Councilman Giuliano agreed with Councilman Carrino. He felt they have the same situation as with the City Pools. The Newark residents should have some identification. All the aged should be treated alike. Councilman Giuliano said there are four other centers that do their own cooking and he believed they should also be served. He added if the Council adopts this motion, they should also move that the County serve meals to these people. Councilman Giuliano recommended the Council invite Essex County Office of Aging Executive Director Gallagher to meet with them to resolve this problem.

Councilman Tucker related he had the opportunity to meet with the people of the Newark Day Center, the oldest Senior Citizens Center in the City. They deal with hot meals and also provide medical services. The Newark Day Center was on the planning group which started the Elderly Nutrition Program; and Health and Welfare Director Buford made a determination which did not include the Newark Day Center originally. At that point, the Newark Day Center went directly to the Council to be funded under Title VII which is a limited program and only runs for a number of years. The Newark Day Center did have a nutrition program under Title III, which ran for approximately three to five years and is now coming to an end. The Council has gone on record trying to urge that all Senior Citizens Centers currently operative be funded by the State.

Councilman Tucker continued Councilman Carrino and he went to Trenton to try

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to make this take place. In February, 1977, the State indicated they would not consider any applications until the City would come up with an audit. Now the City has come up with an audit and State Division of Aging Director James Pennestri indicated he is considering to fund in the 1978 calendar year the seven centers they requested a year ago. Newark Day Center, a year ago, was struggling but was not necessarily on the municipal priority list. Now they become aware that Mr. Pennestri, because of commitments he has made, wants the Council to urge that the Newark Day Center be placed on a municipal list and subsequently will receive funding for 1978. Councilman Tucker stressed he has no problem with that. The only problem they are confronted with is that the seven Day Centers currently waiting will wait a little longer. The Newark Day Center does a fine job and the other centers do a fine job. The other centers buy food on a day to day basis to feed Senior Citizens.

Councilman Tucker recommended a Council Committee meet with State Division of Aging Director James Pennestri and Essex County Office of Aging Executive Director Bernard Gallagher to discuss this matter. He hoped the Council would sit down and negotiate directly with the State to try to get funding for all of the centers because the minute they choose one, they will be in trouble.

Councilman Martinez agreed with Councilman Tucker.

Councilman Carrino said he spoke with the Department of Health and Welfare. They have provision for every Newark resident attending the Day Center to have lunch every day. If the 22 Newark residents have been given provision for hot lunches, he could not see why the Newark Day Center should be included as an eighth center. Councilman Carrino pointed out the North Ward has 125 hot meals for Senior Citizens. This is the first opportunity they have to get 70 more lunches, so if they get full allocation, the North Ward will have only 200 hot lunches, and he is not about to sacrifice even one of them for someone who does not live in the City of Newark.

President Harris directed the City Clerk to invite Business Administrator Buck, Health and Welfare Director Waller, State Division of Aging Director James Pennestri, Essex County Office of Aging Executive Director Bernard Gallagher and Office of Elderly Affairs Director Spellman to meet with the Municipal Council at their special conference January 24, 1978 to discuss Day Centers.

Councilman Martinez withdrew his motion that the Council strongly urge Administration to proceed with the measure needed to see that these centers continue to provide nourishing meals, which for many elderly represent their only decent meal of the day.

Councilman Giuliano withdrew his second to the motion.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented REAPPOINTMENT OF MR. CLYDE KUEMMERLE, 555 SANDFORD AVENUE, NEWARK, NEW JERSEY, AS A MEMBER OF THE BOARD OF ADJUSTMENT OF THE CITY OF NEWARK, FOR A TERM COMMENCING FEBRUARY 2, 1978 AND ENDING FEBRUARY 1, 1982.

(Copy of communication submitted to each Member of the Council)

(Mr. Kuemmerle met with the Council January 17, 1978)

A motion to confirm the reappointment of Mr. Clyde Kuemmerle as a Member of the Board of Adjustment, for a term commencing February 2, 1978 and ending February 1, 1982 was made by Councilman Bottone, seconded by Councilman Giuliano.

President Harris: Will the Council confirm this reappointment?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The reappointment is confirmed.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 6, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 125 AVON AVENUE, NEWARK, NEW JERSEY, BLOCK 2596, LOT 57, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1)." (\$4,700.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 6, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 62 JAMES STREET, NEWARK, NEW JERSEY, BLOCK 41, LOT 72, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1)." (\$14,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 18, 1978

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8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 6, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HAWTHORNE AVENUE."

(Hawthorne Avenue, North side, from the westerly curblin of Irvine Turner Boulevard and extending 80 feet westerly therefrom, 3 P. M. to 12 A. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 6, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING RESTRICTIONS ON SOUTH ORANGE AVENUE AND JAMES STREET."

(Deleting

South Orange Avenue, North side, from South 12th Street to South 18th Street, North side from Speedway Avenue to Maybaum Avenue

James Street, South side, from Washington Street to Nesbitt Street

Adding

South Orange Avenue, North side, from Speedway Avenue to Maybaum Avenue

James Street, North side, from Washington Street to High Street
south side from Burnett Street to Nesbitt Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

January 18, 1978

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8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED JANUARY 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,
'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING
SALARIES THEREFOR,' (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE
THE POSITION AND SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)

(Annual salary shall be equal to total annual compensation paid to Fire Chief, plus 6¢ of total annual compensation paid to Fire Chief)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker said the intent of Ordinances 8-f and 8-g was to insure that the Directors make more than their subordinate personnel. This means they will receive above and beyond their current salary, they will get a raise and will not have to come back to the Council again for a salary increase.

Councilman James believed the challenge in the future would be to have a fixed salary for the two Directors. He mentioned this to Business Administrator Buck and Budget Officer Banker today. They explained presently the Directors receive 6% above their Chief. The Fire Chief is going to retire, therefore, Fire Director Caufield will make less money next year based on another salary. Police Director Williams' salary went down this year. They were trying to place a 10% raise which would assure them an increased salary regardless of change in personnel. Councilman James contended this whole procedure is something which the Council should terminate immediately and he would hope in the future they would establish fixed salaries for Directors.

Councilman Bottone agreed with Councilman James.

Councilman Martinez queried if the Police Director receives more than the Police Chief and if the Fire Director receives more than the Fire Chief.

The City Clerk replied in the affirmative.

A motion to defer action on this ordinance and directing the City Clerk to invite Business Administrator Buck to meet with the Municipal Council at their pre-meeting conference January 31, 1978 to discuss this matter was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

858^{8-g.}

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION AND SALARY FOR DIRECTOR, DEPARTMENT OF POLICE)"

(Annual salary shall be equal to total annual compensation paid to Police Chief, plus 6% of total annual compensation paid to Police Chief)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Business Administrator Buck to meet with them at their pre-meeting conference January 31, 1978 to discuss this matter was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CORRECT THE SALARY RANGE FOR CHIROPDIST, P. T., 6 HOURS WEEK; DENTIST, P. T., 6 HOURS WEEK; OPTHAMALOGIST, P. T., 7 HOURS WEEK; OPTOMETRIST, P. T., 6 HOURS WEEK; ORTHODONTIST, P. T., 6 HOURS WEEK; PEDIATRICIAN, P. T., 4 HOURS WEEK: PUBLIC HEALTH PHYSICIAN, P. T., 6 HOURS WEEK; PUBLIC HEALTH PHYSICIAN, P. T., CHEST DISEASE, 10 HOURS WEEK; AND TO CORRECT THE NUMBER OF HOURS FOR MAINTENANCE REPAIRMAN)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 1, 1978 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED JANUARY 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,
'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND
ESTABLISHING SALARIES THEREFOR,' (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO.
(TO CREATE THE TITLE AND SALARY RANGE FOR CAMP DIRECTOR, WATERSHED)"

(Camp Director, Watershed 1978 \$14,130. - \$17,179.)
(40 Hours)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 1,
1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker,
seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED JANUARY 6, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTIVE
DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO GRANT AND
EXECUTE ON BEHALF OF THE CITY OF NEWARK A DRAINAGE EASEMENT AGREEMENT BETWEEN THE CITY
OF NEWARK AND ROBERT K. AND RUSSELL DEVRIES AND WILBUR FREDERICKS FOR THE PURPOSE OF
DIVERTING STORM WATER RUNOFF IN THE PEQUANNOCK WATERSHED."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 1,
1978 Calendar of the Municipal Council for first reading was made by Councilman Carrino,
seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued
from December 27, 1977 to January 9, 1978:

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BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Lucy's Society	7417 (Amended)
St. Lucy's Roman Catholic Church	7533 (Amended)
St. Ann's PTA	7610
St. Ann's Educational Club	7611

SENIOR CITIZENS

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
North Ward Multi Purpose Senior Citizens Center	25

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Cana Club of Sacred Heart Church, Vailsburg	7605
St. Augustine's Church	7606
Charles E. Hall-Georgiana Robinson Memorial Scholarship Fund	7607
Lions Club of Ironbound	7608
St. Mary's Church of the Immaculate Conception	7609

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 9:30 P. M.

APPROVED:

Frank D'Ascensio
Frank D'Ascensio
City Clerk

Earl Harris
Earl Harris
President

Newark, New Jersey, January 30, 1978

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:00 P. M.

The City Clerk read letter dated January 27, 1978 from Acting Mayor Milton A. Buck, requesting a special meeting of the Municipal Council to convene on Monday, January 30, 1978 at 1:30 P. M. to consider Resolution to Amend the Temporary Budget in regard to the appropriations for Overtime, Change of Rate, Materials and Supplies, Services by Contract or Agreement in various Departments and Agencies to provide for the Extraordinary Expense of Snow Removal Activities.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 27, 1978 at the time of its preparation. All persons who prepaid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

President Harris called the meeting to order and asked for roll call.

Present: Councilman Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

RESOLUTIONS.

7-R-a.

RESOLUTION AMENDING RESOLUTION 7-R-bd, TEMPORARY BUDGET APPROPRIATIONS, ADOPTED DECEMBER 28, 1977 BY \$550,000.; DEPARTMENT OF PUBLIC WORKS, SALARIES AND WAGES-\$200,000.; OTHER EXPENSES-\$275,000.; DEPARTMENT OF POLICE, SALARIES AND WAGES-\$50,000. AND DEPARTMENT OF FIRE, SALARIES AND WAGES-\$25,000.; FOR EXTRAORDINARY EXPENSES RESULTING FROM MAJOR SNOW STORM OF JANUARY 19TH AND 20TH, 1978.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Budget Officer Banker and Director of Public Works Friscia met with the Council January 30, 1978)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone.

Councilman Tucker stated he would like to make a statement for the record. "One is that I think that whether all of us are clearly aware or acknowledge the fact that it appears this last crisis, which this resolution is related to, has created chaos within the City in regard to the streets and sidewalks and the general entrances and roadways in the City. My major concern in this regard is three-fold. Clearly whether a plan is embodied in somebody's head or in their posterior. The net results were that the City to a great degree was paralyzed. I don't deny the fact that 14 inches of snow automatically is not something that is the norm and that we, as elected officials, have to deal with that as a crisis in itself. What my basic concern is, and this is my own particular opinion and I believe shared by a large number of citizens in the City, that there was no basic plan except a mental one which the City operated under throughout this whole crisis.

Needless to say I think most of us are aware that the prime responsibility falls directly on the Department of Public Works by statute and also by ordinance charged with this responsibility. But I do also understand that the Department of Public Works can only function as a Department within the Municipal Government. They may or may not have had a role to play in dealing with the fact that we do not have adequate equipment to basically deal with snow. They may or may not have had a role to play in dealing with the large percentage of people who live outside the City of Newark and when the snow came, could not come in to operate the plows and clean the streets. They may or may not have been involved in the process of having a lack of supervision and a complete disorganization of manpower and a waste of municipal taxpayers money by sending persons out without adequate supervision. They may or may not have been aware or been a party to the fact that when equipment, when the City envisioned to contract out a certain percentage of the garbage department, that someone, whether it be the Finance Director or the Budget Director or the Business Administrator, somehow or other didn't buy the equipment that was normally needed and should have been placed directly within the Capital Budget but somehow or other was not put there so that they might have been able to do an effective job.

I just think the City in this last emergency, I think the best way to describe it is that the City did a lousy job in regard to the removal of the snow and that has a direct effect on not only Director Friscia, but also the Business Administrator, also the Department of Engineering, also the Police Department, the Fire Department and needless to say the Mayor and indirectly whether we like to face this kind of reality or not, the City Council. What can be done about the situation, I really don't know

but I really and truthfully believe that we should be mindful enough to understand that at this point in time, if we were rating ourselves not as a Council but as a City, we have to automatically face the realization that we did an extremely bad job."

Councilman Carrino had several concerns regarding this resolution. He thinks since last Sunday at 12 o'clock we have been requesting some type of plan to deal with an emergency such as this and we have not received that plan. Rather unfairly, the political ramifications of this emergency came into being where Councilmen were personally critized by Members of the Administration among the people as to the Councilmen being to blame, that the plan wasn't in effect or what wasn't in fact being done. He thinks the Administration totally skirted the issue and tried in the best way it can to stay as far removed from the immediate picture as it possibly could.

The brunt of the problems fell on to the individual members of the City Council especially in light of the fact that he has personal knowledge that if it weren't for several Councilmen in their particular areas some of the work might not still be done.

Councilman Carrino said he believes that the Members of the City work force did a credible job under the conditions that they had to work with and he would not like to be the person to be responsible for them not getting their overtime. He intends to vote for their overtime but he does not intend to vote for their overtime today until certain things are made clear by Administration as to just whose responsibility it is to run the City. It should be made clear that the Mayor and the Administration have admitted they were not prepared for this emergency but that they are working on a plan so that this emergency, if it ever occurs again, can be conducted in an orderly fashion.

Councilman Martinez expressed agreement with his colleague from the North Ward and he knows most employees in the Public Works Department, Police Department, Fire Department, worked extremely hard. However, we still have garbage on our streets in the East Ward and snow removal had no master plan whatsoever. We visibly saw snow plows riding in the streets, three plows at a time, with their plows in the air, not plowing any snow and, also, members of whether they were the Kenneth Gibson Association or workers for re-election for Gibson, clearly made it understood at various Wards, that the person responsible in the East Ward was Councilman Martinez, the person responsible in the North Ward was Councilman Carrino and various other Councilmen were called to task, ward leaders, as far as the failure of this particular street cleaning. He agreed with Councilman Carrino that he wants a clear explanation, by Administration, pointing out that by the Faulkner Act the Mayor is the Chief Executive of the City of

January 30, 1978

Newark, he appoints the Directors of the operating departments with the approval of the Municipal Council. As long as he has sat here, he has only approved two Directors and that was the Police and the Fire. Under the Faulkner Act, the Mayor supervises, through the Business Administrator, the departments and agencies of the City government. The Councilmen have no powers whatsoever and it has to be made clear to the public although we are the ones who are visible in the streets, we were the ones that rode plows, we were the ones that picked up garbage because the Administration was not visible, we became the whipping boys of the City of Newark. Until this explanation is made, he will not vote for any package unless someone comes out be it a man or woman, whatever the case may be, and clearly explains the duties of the Municipal Administration

Councilman James said he thinks it is clear to the citizens of Newark that the situation which heretofore existed under the crisis situation, namely, 15 or 16 inches of snow, did not bring out a viable emergency snow removal plan. We did not address ourselves to an adequate flooding problem plan, nor maintenance of sewers, which followed a similar problem, following the snow, and even today, as we talk about the removal of garbage, he thinks it becomes important that the City of Newark somehow draft a current emergency plan in all of these areas, one that is reduced to writing, one that is available not only to the Director of Public Works, but to the Business Administrator, the Chief Executive Officer, the Mayor, and to the Council as well, in order that it might be implemented, at the same time be carefully evaluated. He thinks any plan is only operational as long as it can sustain evaluation and that evaluation is deemed one that is satisfactory. Certainly there are many men who worked in a similar fashion during this crisis and warrant not only overtime but consideration by this Body and certainly Administration. But more important he thinks what everyone has said on this Council is simply that many hours of manpower were wasted and many meaningful hours of work could have been spent in all Wards of the City in order to immediately eliminate the crisis that existed in the City.

Many persons were not only inconvenienced by the snow, but more importantly, those who needed medical care in many situations were denied this opportunity due to the absence of such a viable plan. Director Friscia later, having been on the scene many hours and in the company of Mr. Wallace White and Business Administrator Buck did address himself to the problem. But he would categorically and unequivocally disagree with this often stated premise that "I have a plan and that plan is in my head." He believes no plan of this magnitude should be in one person's head, nor can it exist

January 30, 1978

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without being reduced to writing. He thinks it is up to this Body and it is up to Administration not to wait until the next snow fall or any other crisis before we consciously seek a plan. He thinks it is incumbent upon us as the leaders of this City to make preparations now in the absence of a crisis situation in order that this City might function.

The motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, James, Villani, President Harris.

No: Councilmen Carrino, Martinez, Tucker.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

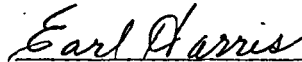
Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:15 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, February 1, 1978

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Grover C. Willcox, Calvary Gospel Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Kenneth Wilson, Sergeant-at-Arms.

(Councilman Tucker arrived 1:25 P. M.)

(Councilman Allen arrived 1:28 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 24, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for persual upon application to the Office of the City Clerk)

4-a.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF DECEMBER, 1977.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-b.

The City Clerk presented REPORT OF SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF DECEMBER, 1977, SUBMITTED BY ACTING TAX COLLECTOR JOSEPH.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF DECEMBER, 1977.

A motion to approve the Report of Contracts Awarded was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF JOINT MEETING MAINTENANCE, HELD DECEMBER 15, 1977.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-e.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY THROUGH NOVEMBER, 1977.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1966, AS AMENDED AND SUPPLEMENTED.

(Adding various streets prohibiting Right Turn on Red)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Elizabeth Avenue and Lyons Avenue

Right Turn Prohibition - All Right Turns 7 A. M. to 5 P. M. School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HAMPTON STREET AND MILTON STREET AS ONE-WAY STREETS.

(Hampton Street, westbound, from Boston Street to Wickliffe Street

Milton Street, eastbound, from Boston Street to Wickliffe Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BLANCHARD STREET.

(Blanchard Street, both sides, from the northerly curbline of Raymond Boulevard to a point 250' northerly thereof)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

February 1, 1978

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A motion to adopt the ordinance on first reading was made by Councilman Martinez seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 15, 1978.

6-F-e.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 4, SECTION 16, SURETY AGREEMENTS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This ordinance requires 100% surety bond on all surety contracts)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 15, 1978.

The City Clerk was directed by the Municipal Council to contact the Business Administrator to assure that guide lines are established to carry out the intent of this ordinance.

6-F-f.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 125 AVON AVENUE, NEWARK, NEW JERSEY, BLOCK 2596, LOT 57, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$4,700.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

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President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 15, 1978.

/6-F-g.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 62 JAMES STREET, NEWARK, NEW JERSEY, BLOCK 41, LOT 72, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.. 40A:12-13 (b) (1). (\$14,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 15, 1978.

/6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HAWTHORNE AVENUE.

(Hawthorne Avenue, North side, from the westerly curblin of Irvine Turner Boulevard and extending 80 feet westerly therefrom, 3 P. M. to 12 A. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

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6-F-1.

The City Clerk read AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING RESTRICTIONS ON SOUTH ORANGE AVENUE AND JAMES STREET.

(Deleting: South Orange Avenue, North side, from South 12th Street to
South 18th Street, north side, from Speedway Avenue to
Maybaum Avenue
James Street, South side, from Washington Street to Nesbitt
Street

Adding: South Orange Avenue, North side, from Speedway Avenue to Maybaum
Avenue.

James Street, North side, from Washington Street to High Street;
South side from Burnett Street to Nesbitt Street.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of
Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded
by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CORRECT THE SALARY RANGE FOR CHIROPODIST, P.T., 6 HOURS WEEK; DENTIST, P.T., 6 HOURS WEEK; OPTHAMALOGIST, P.T., 7 HOURS WEEK; OPTOMETRIST, P.T., 6 HOURS WEEK; ORTHODONTIST, P.T., 6 HOURS WEEK; PEDIATRICIAN, P.T., 4 HOURS WEEK; PUBLIC HEALTH PHYSICIAN, P.T., 6 HOURS WEEK; PUBLIC HEALTH, P.T., CHEST DISEASE, 10 HOURS WEEK; AND TO CORRECT THE NUMBER OF HOURS FOR MAINTENANCE REPAIRMAN).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino,
seconded by Councilman Giuliano and declared adopted by President Harris by the following
votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,

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President Harris.

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President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 15, 1978.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-i) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CAMP DIRECTOR, WATERSHED).

(Camp Director, Watershed, 40 Hours 1978 \$14,130. - \$17,179.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 15, 1978.

6-F-l.

The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO GRANT AND EXECUTE ON BEHALF OF THE CITY OF NEWARK A DRAINAGE EASEMENT AGREEMENT BETWEEN THE CITY OF NEWARK AND ROBERT K. AND RUSSELL DEVRIES AND WILBUR FREDERICKS FOR THE PURPOSE OF DIVERTING STORM WATER RUNOFF IN THE PEQUANNOCK WATERSHED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance

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is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 15, 1978.

(Councilman Tucker arrived 1:25 P. M.)

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Commerce Street
North side, from Raymond Plaza West to McCarter Highway;
South side, from Raymond Plaza West to Mulberry Street
South side, from Raymond Plaza East to Market Street
North side, from Mulberry Street to Broad Street
and by adding thereto:

Commerce Street
North side, beginning at the westerly curblin of
McCarter Highway and extending 167 feet westerly therefrom.

North side, from Mulberry Street to Broad Street
South side, beginning at the westerly curblin of
McCarter Highway and extending 185 feet westerly therefrom.

Section 2. That Section 23:5-6, stopping or standing prohibited at certain times, of Title 23, Traffic and Parking, of the Revised ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Commerce Street
North side, from McCarter Highway to Broad Street, from
7 A.M. to 9 A.M. and 4 P.M. to 6 P.M., Monday through
Friday.

Section 3. That Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Commerce Street
North side, from McCarter Highway to Mulberry Street,
all days, from 9 A.M. to 4 P.M.

and adding thereto:

Commerce Street
South side, from Raymond Plaza East to Market Street,
from 7 A.M. to 7 P.M., except Sunday.

South side, from McCarter Highway to Mulberry Street,
from 9:30 A.M. to 4 P.M., except Sunday.

North side, from McCarter Highway to Mulberry Street,
from 9:30 A.M. to 4:00 P.M., except Sunday.

Section 4. Any ordinance or part thereof inconsistent
with this ordinance is hereby repealed.

Section 5. This ordinance shall take effect upon final
passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to
approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on
second reading and final passage was made by Councilman Martinez, seconded by President
Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance
having been read on two separate days and having achieved the vote required by the
statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor
for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, adver-
tised in accordance with law and a hearing date set. It is now before you for public
hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-7, STOPPING OR STANDING PROHIBITED IN
CERTAIN AREAS AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED
ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Paragraphs (E) and (F) of Section
23:5-7, Stopping or Standing Prohibited in Certain Areas At
Certain Times, of Title 23, Traffic and Parking, of the Revised
Ordinances of the City of Newark, New Jersey, 1966, as amended
and supplemented, be amended by adding thereto:

The following streets within the described boundaries
are hereby excluded:

Mount Vernon Place between Ellery Avenue and Norman Road

Norman Road between Ivy Street and Sandford Place

Eastern Parkway between Ivy Street and Sandford Place

Kerrigan Boulevard between Ivy Street and Sandford Place.

Section 2. That Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

(I) On Fridays Only, between the hours of 7:00 a.m. and 9:00 a.m. On the South and East Sides, on any of the following streets:

Mount Vernon Place between Ellery Avenue and Norman Road

Norman Road between Ivy Street and Sandford Place

Eastern Parkway between Ivy Street and Sandford Place

Kerrigan Boulevard between Ivy Street and Sandford Place.

(J) On Saturdays Only, between the hours of 7:00 a.m. and 9:00 a.m. On the North and West Sides, on any of the following streets:

Mount Vernon Place between Ellery Avenue and Norman Place

Norman Road between Ivy Street and Sandford Place

Eastern Parkway between Ivy Street and Sandford Place

Kerrigan Boulevard between Ivy Street and Sandford Place.

Section 3. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Allen arrived 1:28 P. M.)

6-Ph, S & F-c,

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON A PORTION OF EAST PARK STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

East Park Street

North side, beginning at the easterly curblin of Park Place and extending 72 feet easterly therefrom, at any time.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE OF THE CITY OF NEWARK TO EXECUTE A BARGAIN AND SALE DEED TO THE U.S. SMALL BUSINESS ADMINISTRATION FOR PROPERTY KNOWN AS 27-29 FLEMING AVENUE (BLOCK 2019, LOT 1) ON THE TAX MAP OF THE CITY OF NEWARK, NEW JERSEY FOR CONSIDERATION IN THE AMOUNT OF \$5,000.00 PURSUANT TO N.J.S.A. 40A:12-13 (b) (1).

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WHEREAS, the City of Newark on September 30, 1977 obtained a Judgment by In Rem Tax Foreclosure, barring the right of redemption to premises, Block 2019, Lot 1 (27-29 Fleming Avenue) for non-payment of taxes, aggregating \$7,326.24; and vesting title, thereto, in the City of Newark; and

WHEREAS, the U.S. Small Business Administration holds a first mortgage on the above property, in the approximate amount of \$19,936.59, thereon; and

WHEREAS, pursuant to 28 USCS 2410, an In Rem Action does not extinguish a federal lien or its right of redemption, which can attach to proceeds; and

WHEREAS, the U.S. Small Business Administration has informed the City that it has received an offer of \$15,000.00 for this property, and proposes that its, and the City's interest in said property be harmoniously disposed of by the City accepting \$5,000.00 for a Bargain and Sale Deed to said premises.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. It is determined that it is in the best interest of the City of Newark for a consideration of \$5,000.00, to convey, pursuant to N.J.S.A. 40A:12-13(b)(1), to the U.S. Small Business Administrator or as otherwise directed by it, the land and premises known as 27-29 Fleming Avenue (Block 2019, Lot 1) on the Official Tax Map of the City of Newark.

Section 2. The City shall convey marketable title to said land and premises, except as to liens and encumbrances thereon, held by the U.S. Government or any agency, department, or instrumentality thereof.

Section 3. The deed to be delivered shall be in the name of the City of Newark, executed by its Director of Finance, attested by its City Clerk and approved by its Corporation Counsel.

Section 4. No recourse against the City may be had for failure to convey title as intended by this Ordinance.

Section 5. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeases are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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HEARINGS OF CITIZENS.

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6-HC-a. MR. STEPHEN L. SHIMAN, EXECUTIVE DIRECTOR OF THE NEWARK COMMUNITY CENTER OF THE ARTS, 89 LINCOLN PARK, NEWARK, NEW JERSEY, addressed the Municipal Council requesting their support for the continued funding for the Community Center of the Arts. The speaker cited the impact the program established by this center has had on the community at-large and urged a statement of support from the Council.

Councilwoman Villani noted she has worked very closely with the Newark Community Center of Arts and is well aware of the problems they have. She noted the many accomplishments of this center and remarked at a later point in the meeting she will have a motion introduced setting forth the Council's support of this center.

President Harris noted the Municipal Council has always supported this facility and he noted Ms. Liss who appeared before the Council on numerous occasions with respect to support of this center always received the Council's cooperation. He assured the speaker the Council will do everything possible to see that this center continues its good work.

6-HC-b. MR. LOUIS J. SMITH, PRESIDENT OF THE NEWARK TAXI DRIVERS ASSOCIATION, 82 WEST ALPINE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to matters taxi drivers are vitally interested in. He urged the Council to support a taxi rate increase; legislation to support safety for taxi drivers; legislation to permit taxi drivers to collect fares in advance; a change in the present fine structure to enable drivers to pay same and urged the Council to oppose the veto powers under the Commission that was recently given to the Executive Director.

Councilman Tucker noted the Council Taxicab Committee will meet Tuesday, February 7, 1978 at which time the concerns raised by the speaker will be discussed. He noted the Council has not been in receipt of any recommendations from Administration with respect to recommended increase of taxi rates. He said the matters raised by the speaker and other subjects with respect to the Taxicab Committee will be discussed at this meeting.

Councilman Martinez stated he is in favor of bullet proof partitions and questioned whether the fleet owners would install this and what would the cost be.

Mr. Smith replied it would be the fleet owners responsibility and the cost is approximately \$80.

6-HC-c. MS. ALISON B. JONES, ASSOCIATE DIRECTOR FOR PROGRAM DEVELOPMENT, 43 HILL STREET, NEWARK, NEW JERSEY, thanked the Council for their support of the Senior Center and Nutrition Program. She noted the Center is still closed and the senior citizens are going without their daily lunches. The speaker expressed the hope the Council will take action as soon as possible.

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Councilman Giuliano noted the list of names submitted by the speaker indicated that 70% or more of the senior citizens reside in Newark. He stated the Council is 100% behind her.

Councilman Martinez noted at the last meeting the Council was advised by Members of the Elderly Affairs to clarify the communication which stated people throughout Essex County were being served and this has been clarified by a communication from Mrs. Jones and Mrs. Lavall. There is no reason why this body will not go on record as endorsing this program. They have been there for many years and one can see the improvements, renovations they have done to make life more comfortable for senior citizens.

Councilman Tucker noted a meeting has been set up for Tuesday, February 7, 1978 to discuss this matter in detail and county and state representatives concerned with this matter have been invited to attend.

Councilman Tucker pointed out a problem now facing the City is that senior feeding centers in the City are depreciating and he cannot understand why that is the case. Newark has more seniors in a concentrated area than any other municipality in the State of New Jersey and somehow all of our centers are being curtailed.

Councilman Tucker said he trusted that the meeting to be held will clarify this matter.

Mrs. Alison pointed out that this is their 175th Year and they will be planning different kinds of activities and it is really unfortunate that in this, their 175th Year they have existed this long and are now running into such problems and that we will have to close.

6-HC-d.

MRS. FRANCES W. FORD, CO-ORDINATOR - GIRARD PLACE - RANDOLPH PLACE BLOCK ASSOCIATION, 35 RANDOLPH PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to snow removal and garbage removal in January, 1978. The speaker further questioned the number of men on the job for Sanitation during snow removal and what the overtime pay was for these individuals and for those who did not report to work and further questioned the competency of the Sanitation Department head for the laxity in snow removal. The speaker further addressed the Municipal Council with respect to the Bible Fellowship Church, 30 Randolph Place questioning the legality of the establishment of this church and whether they are complying with the law with respect to parking.

Councilman James replied to the speaker and noted the question raised with respect to snow and garbage removal are under the jurisdiction of City Administration and the Council at their pre-meeting conference meeting yesterday demanded that garbage be removed throughout the City as quickly as possible. The Council was assured by the Director

of Public Works that garbage would be removed forthwith.

Councilman James said with respect to the number of men on the job and the overtime, this is an administrative function and Members of this body have indicated for the record the individuals who worked, whether City employees or private contractors must be paid and Council has requested data to substantiate the amount of money paid for overtime which record should be forthcoming.

Councilman James said with respect to the head of the Sanitation Department, he noted he has already in the past requested Director of Public Works Friscia be removed, not only for his incompetency during the emergency snow removal but because of his failure to maintain essential City services on a daily basis. Director Friscia personally indicated his anger at his remarks and he is not of the opinion the Municipal Council would support a resolution to remove this individual. He pointed out it is Administration that recommends and the Council approves.

Councilman James noted the majority of this Council has not had the opportunity to vote for the Director of Public Works since he is a "hold-over" appointment.

Councilman James noted Superintendent of Buildings DeCastro and Corporation Counsel Perillo are present to reply to charges made against the church operating at 30 Randolph Place. He alleged this church is operating illegally because one parking stall for every 10 members is required and since the church indicated they had 60 members they would be required to have 6 parking stalls and the City ordinance was further amended to require 6 dustless parking stalls.

Councilman James said this condition has not been met although Secretary of Board of Adjustment Rossi and Director of Engineering Zach indicated they were in violation.

Councilman James said it was at this point Corporation Counsel Perillo personally intervened and indicated no fine should be assessed because he was of the opinion they were acting in good faith because he had met with Reverend Baker.

Councilman James said he questioned Corporation Counsel Perillo why this church has not been fined for violating the code and Corporation Counsel Perillo indicated to him that Reverend Baker had discussed this matter with him in City Hall and he was of the opinion they were going to comply with the law. Therefore, he felt no fine should be assessed to the church.

Councilman James said he had told Corporation Counsel Perillo this applicant had broken the law and questioned how he could overlook this because their intentions are well meant.

Councilman James questioned Superintendent of Buildings DeCastro if he has a memorandum from Corporation Counsel Perillo dated January 26, 1978 and he questioned

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whether he had received this memorandum to which Superintendent of Buildings DeCastro replied in the affirmative.

Superintendent of Buildings DeCastro stated this is not a zoning violation and the ordinance was put into effect after this application was approved.

Councilman James noted the Corporation Counsel sent a memorandum to the Superintendent of Buildings to perform a function and he questioned whether this matter is not under his jurisdiction.

Superintendent of Buildings DeCastro replied if the church is not being used then it is not in violation.

Councilman James replied the church is being used.

Councilman James questioned Corporation Counsel Perillo at length and questioned the dual standards set for the church and other people. He noted he had been in touch with Corporation Counsel Perillo many times on this matter and he could not understand why he has been so evasive and personally involved to insure this church has not been assessed any fines.

Corporation Counsel Perillo replied it is not his function to grant dispensation from compliance with City ordinances but it is his function to prosecute complaints arising from such violations in the Municipal Courts.

Corporation Counsel Perillo said he felt Councilman James is confusing Secretary of Board of Adjustment Rossi and himself as he was not the individual who gave the applicant 30 days to correct what appears to be a violation of the City ordinance.

Corporation Counsel Perillo continued he wants the record to be accurate and noted this matter has not been lingering a year. In May 1977 the Bible Fellowship Church applied for permission to use that property as a church which is a permitted use in that zone. At that time the church indicated there would be 60 members using that church and under the existing ordinance there was a requirement for 6 parking stalls. That ordinance, in June, 1977, did not require those parking spaces be hard surfaced dust free. In August, 1977, a change was made in the City ordinance requiring dust free spaces. So from the period June to October, 1977, there was no requirement for 6 hard surfaced dust free parking spaces. The question may come up if they are prosecuted in Municipal Court for violation of that ordinance, whether they were in existence and operating as a church before the change was made in the ordinance. If that were so, it may be a successful defense to any prosecutor in Municipal Courts who are dealing with that if and when the matter arises.

Councilman James said he has the plan presented by the applicant dated March 23, 1977 wherein they agree to have 6 stalls. They also stated they would have a parking attendant. The City has the right to enforce what they agreed to do.

Councilman James continued the applicant was in violation of the first ordinance and they are in violation of the amended ordinance. He questioned why they were not being fined and they are operating.

Councilman James questioned whether Superintendent of Buildings DeCastro was ready to put in writing to Corporation Counsel Perillo that the applicant is not in compliance with the law and Superintendent of Buildings DeCastro replied the church would have to prove it is not being used.

Councilman James introduced police report which indicated several times during the investigation the applicant was holding services at these premises. He questioned what Superintendent of Buildings DeCastro responsibility was to find out if the church is being used.

Superintendent of Buildings DeCastro replied he did not say it is not being used. He indicated he has no proof it is being used.

Councilman James questioned whether it is not his job to find out whether they are breaking the law and Superintendent of Buildings DeCastro replied that the Investigator for the Zoning Board went there several times and found no evidence it was being used.

Councilman James said it is being used as a church and requested a report be submitted by Superintendent of Buildings DeCastro to Corporation Counsel Perillo indicating whether the Bible Fellowship Church is being used as a church, whether they have fulfilled the contract in their plans made to the City with respect to parking stalls.

Councilwoman Villani indicated remarks made by the speaker with respect to garbage removal is of the Council's concern as the whole as the whole City is suffering because of this. She indicated this was a serious problem and trusted it would be alleviated shortly.

Councilman Tucker felt the Council should establish an Investigating Committee which he would be in favor of to investigate the snow removal effected in the City. He felt \$550,000. spent for snow removal indicates blatant incompetency and with more then just the Director of Public Works. He felt this relates to the Police Department, Fire Department and to the Business Administrator. He indicated we must recognize the fact a disproportionate number of people who work as drivers for the Sanitation Department do not reside in the City of Newark.

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Councilman Tucker continued Administration forwarded a contract taking the Sanitation Department out of the City's hand and further the City has terrible equipment because someone was planning to get rid of this Sanitation Department. He felt the most important factor is that there is no written plan as of today with respect to snow removal so if something were to happen tomorrow, we would be in the same terrible shape.

Councilman Tucker added he does not wish to belabor the point raised by Councilman James with respect to Bible Fellowship Church but he is hopeful Corporation Counsel Perillo and Superintendent of Buildings DeCastro will move affirmatively to resolve this matter as soon as possible. He stated this is a deplorable situation and pinpoints the insensitivity of our City Administration to the problems of people who live, work and pay taxes in the City. He felt all the laws on the books should be enforced.

Councilman Martinez told the speaker she had raised some good points with respect to snow removal and his vote yesterday was a reflection of how he felt about this problem we had in the City last week. He pointed out he met the Mayor of Harrison, New Jersey, who indicated to him that they had a complete plan for snow emergency and when such emergencies arose, he would consult with his Councilmen, Police Director, Fire Director and Sanitation Director to put this plan in motion. He noted in the last emergency, every street in Harrison was cleared by Friday evening whereas our streets were not cleared until Monday. He felt a lesson could be learned from action taken by that community.

Councilman Martinez said with respect to store front churches, there are over 700 in the City of Newark that are tax exempt and he pointed out how simple it is for anyone to become a Reverend and make his property tax exempt by converting it to a store front church.

Councilman Martinez said there are many legitimate churches operating in the City but he objected to "ministerial hustlers" which he felt exists in the City.

Councilman James said he wished to place in the record a police report signed by Sergeant Lavook stating he responded to a call to go to 30 Randolph Place and church services were being held on December 11, 1977. The Reverend further stated that he was in contact with Corporation Counsel Perillo who had given him permission to operate his church.

Councilman James cited a letter from the Reverend stating he will comply with the law if the City will please give him 30 days to do so.

Councilman James said he questioned the integrity of the Corporation Counsel

in his remarks before the Council today and felt he was not representing the best interests of the City but has been personally involved in this matter.

President Harris directed the City Clerk to be in communication with the Business Administrator directing that an investigation be made of these allegations to ascertain the true facts, determine whether compliance is being made with the City ordinance and, if not, to take the necessary remedies to effect compliance and, further, that the Council be kept currently informed of the steps being taken in this connection.

6-HC-e. MR. ROBERT RYANES, 177 JAMES STREET, NEWARK, NEW JERSEY, addressed the Municipal Council requesting their assistance in securing his apartment back.

A motion to permit James Benjamin, John Johnson and Curtis Grimsley to be heard under "Hearings of Citizens" was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-f. MR. JAMES BENJAMIN, 11 HILL STREET.

6-HC-g. MR. JOHN JOHNSON, EXECUTIVE VICE PRESIDENT, LOCAL 617, SERVICE EMPLOYEES INTERNATIONAL UNION, AFL-CIO, CLC, 11 HILL STREET.

6-HC-h. MR. CURTIS GRIMSLEY, PRESIDENT, LOCAL 617, SERVICE EMPLOYEES INTERNATIONAL UNION AFL-CIO, CLC, 11 HILL STREET.

Messrs. Benjamin, Johnson and Grimsley, representing Local 617 and 131, Service Employees International Union, AFL-CIO, CLC, addressed the Municipal Council alleging the Board of Education intends to sub-contract out, one by one, the services of security guards, custodial workers, cafeteria workers, chauffeurs, laborers and repairmen, in short, all of the non-instructional employees of the Board of Education. The speakers said this was clearly a union-busting tactic and urged the Municipal Council to take action against this proposal instituted by the Board of Education.

President Harris said the Council will never countenance removal of these working people and the representatives of unions can be assured of that.

Councilman Allen noted he had spoken with union representatives and was told they would bring it to the Mayor's, President of Board of Education and Superintendent of Board of Education attention for their action.

Councilman Allen said he has been a union organizer for many years and would certainly assist the union in their efforts.

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Councilman Bottone said he has received many inquiries with respect to this matter from concerned citizens and the speaker and members of the union present certainly have received the Council's reaction and knows what Council's feelings are.

Councilman Carrino said this is a matter of great concern. However, if money is put into the Board of Education budget for those services, the Council can stop this appropriation very quickly.

Councilman Carrino urged members of the union to contact the Mayor and administrative representatives of the City to let them know of these problems.

Councilman Giuliano said he has been a union man for many years and he is very concerned for the working people of the City of Newark.

Councilman Giuliano indicated he is 100% behind the union in this matter.

Councilman James said the issue being raised is a very serious one. He said the remarks made by Superintendent of Schools Kittrels in the newspaper do not indicate a no or yes, he simply said data is being reviewed.

Councilman James said what we are talking about now is lives of people, residents of the City of Newark and he concurred the Board of Education would make a mistake to unilaterally bring to the Council a budget which would include contracted services to replace people presently holding positions. He said at a later time the Council should convey to the Board of Education that they are unilaterally opposed to any such move on their part.

Councilman Martinez remarked he is still a member of Teamsters 478 and 472 and feels President Harris has indicated the feelings of the Council and he will have further remarks to make tomorrow night at Ann Street School.

Councilman Tucker said he is hopeful the influence of the Municipal Council will have an impact on Superintendent of Schools Kittrels and the Mayor. He is reminded of the study of the CSC Contract wherein the decision was already made and then they went out to study it and he trusted Superintendent of Schools Kittrels is not moving in that same arena.

Councilman Tucker could not understand the logic of moving this study and said it was fortunate the union was able to get a copy of the communication indicating such study was planned.

Councilman Tucker said his position was made clear in the past and he stands 100% behind the union.

Councilwoman Villani said she is in support of the union and was outraged by the plan being fostered by Superintendent of Schools Kittrels.

Councilman James noted this is an election year and it would be wrong for the Council to draft action on contemplated action of a City agency. He noted this is the same

body that faced the crisis with the recreational teachers who were eliminated in the budget and everyone knows the Council's reaction to that. He felt the Council's track record is a good one.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION TO CANCEL TAXES ASSESSED TO PREMISES DESIGNATED AS 707-721 BROAD STREET, BLOCK 53, LOT 38, AS PER LEASE AGREEMENT; (1974(2ND HALF)-\$164,654.87, 1975 (FULL YEAR)-\$442,330.00, 1976(FULL YEAR)-\$445,000.00, 1977(FULL YEAR)-\$411,625,000., TOTAL OUTSTANDING TAX ARREARAGE-\$1,463,609.87)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck met with the Council January 24, 1978)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone.

No: Councilmen Carrino, James, Martinez, Tucker, Villani.

Not Voting: Councilman Giuliano, President Harris.

A motion to reject this resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Giuliano, James, Martinez, Tucker, Villani.

No: Councilmen Allen, Bottone.

Not Voting: President Harris.

7-R-b.

RESOLUTION DESIGNATING INTERSECTION OF ASTOR STREET AND AUSTIN STREET AS A STOP INTERSECTION AND MARKED AS PROVIDED IN SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS (\$25.00) TO MR. LEROY CLEMONS FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$4,000., PAYABLE TO BARBARA SACHS UPON RECEIPT OF A GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR ALLEGED SEX DISCRIMINATION IN THAT SHE IS BEING TREATED DIFFERENTLY THAN MEN IN POSITION OF ASSISTANT DIRECTOR, NEWARK HIGH IMPACT ANTI-CRIME PROGRAM, SPECIFICALLY IN AREAS OF SALARY AND WORKLOAD.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION ACCEPTING BID OF JOSEPH PRESTIFILLIPPO AND THOMAS HEATH, A PARTNERSHIP, FOR CITY-OWNED PROPERTY KNOWN AS 839-845 NORTH SIXTH STREET, BLOCK 748A, LOTS 20 AND 24, NEWARK, NEW JERSEY, FOR \$13,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF THE MPDO/CDA TO FILE AN APPLICATION PROPOSAL IN AMOUNT OF \$54,872., WITH THE URBAN REINVESTMENT TASK FORCE FOR THE PURPOSE OF IMPLEMENTING A NEIGHBORHOOD STABILIZATION AND REHABILITATION PROGRAM FOR MULTI-FAMILY DWELLINGS. (NO ADDITIONAL CITY FUNDS SHALL BE REQUIRED TO IMPLEMENT THIS PROGRAM).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per request of Executive Director Dennison, MPDO, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING, ON BEHALF OF CITY OF NEWARK
TO EXECUTE AGREEMENT WITH FRANCISCO H. DE OLIVERIA T/A FRABERTO CONCRETE CONTRACTORS,
551 NEW YORK AVENUE, LYNDHURST, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN
AS CONTRACT NO. 77-41, RECONSTRUCTION OF CURBS AND SIDEWALKS AND PAVEMENT OF THE EAST
SIDE GARSIDE STREET BETWEEN KEARNY AND TAYLOR STREETS, FOR TOTAL SUM OF \$8,420.; FURTHER
AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE
GOALS OF THIS PROJECT IN AMOUNT NOT TO EXCEED \$2,500., FUNDS PROVIDED FOR BY DEPARTMENT
OF PUBLIC WORKS, OPERATING BUDGET ACCOUNT NUMBER 11-07-06-171.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM GEORGE L.
IRVING AND MABLE IRVING, HIS WIFE, OWNERS OF PREMISES 756-758 SOUTH 10TH STREET, BLOCK
2562, LOT 46, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JONNIE BOULER,
CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING
OCTOBER 18, 1977 AND ENDING APRIL 18, 1978. (POSITION WITH HCDA-FIRST LEAVE BEGAN
APRIL 16, 1976)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION ACCEPTING BID OF CLASSIC LAUNDRY, LTD., A CORPORATION OF THE STATE
OF NEW JERSEY FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 2070, LOT 29, 774 BERGEN STREET,
NEWARK, NEW JERSEY, FOR \$2,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-k.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM PENN SAVINGS AND LOAN ASSOCIATION, OWNER OF PREMISES 58 STONE STREET AND 11½ 6TH AVENUE, BLOCK 488, LOTS 32 AND 46, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE AND ENTER INTO CONTRACT WITH NEWARK EMERGENCY SERVICES FOR FAMILIES, INC., FOR WHICH \$9,487.20 IN-KIND MATCH WILL BE TRANSFERRED TO THE NEWARK EMERGENCY SERVICES FOR FAMILIES, INC. TO ENABLE IT TO USE SAID IN-KIND MATCH AS A LOCAL SHARE CONTRIBUTION TO MATCH A GRANT OF \$28,461.59 FROM TITLE XX; PROPOSED CONTRACT PERIOD WILL BE FROM MARCH 1, 1978 TO FEBRUARY 28, 1979; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK. (PERSONNEL'S TIME-\$3,245.81, CONSUMABLE SUPPLIES-\$150., EQUIPMENT/FURNITURE-\$1,424.89, OFFICE SPACE-\$4,666.50; TOTAL IN-KIND MATCH-\$9,487.20.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH MANICKAM GANESHAHAJAH, M.D., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, FOR PERIOD FEBRUARY 2, 1978 TO MARCH 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$1,260.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND FIFTEEN DOLLARS (\$15.00) TO THE LANCE COMPANY FOR FOOD VENDING MACHINE LICENSE #96 NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by

Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND FIFTEEN DOLLARS (\$15.00)

TO THE LANCE, INC., FOR VENDING MACHINE LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION RATIFYING EXTENSION OF CONTRACT MADE AS OF SEPTEMBER 15, 1976, BETWEEN THE MAYOR, CITY OF NEWARK AND THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY FOR

EMPLOYMENT OF STARTERS AT TERMINAL B OF NEWARK INTERNATIONAL AIRPORT FOR PERIOD OCTOBER 26, 1977 TO FEBRUARY 1, 1978; FURTHER AUTHORIZING MAYOR TO ENTER INTO SECOND

SUPPLEMENTAL AGREEMENT TO CONTRACT MADE AS OF SEPTEMBER 15, 1976 BETWEEN CITY OF NEWARK AND THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY FOR THE EMPLOYMENT OF STARTERS AT TERMINAL B FOR PERIOD FEBRUARY 2, 1978 TO OCTOBER 25, 1978. (CONTRACT DOES NOT REQUIRE EXPENDITURE OF PUBLIC FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION DESIGNATING EIGHT (8) BANKS AS DEPOSITORIES FOR FUNDS OF THE CITY

OF NEWARK, NEW JERSEY. (BROAD NATIONAL BANK-NEWARK, CITY NATIONAL BANK OF NEW JERSEY-

NEWARK, FIDELITY UNION TRUST COMPANY-NEWARK, FIRST JERSEY NATIONAL BANK-JERSEY CITY,

FIRST NATIONAL STATE BANK OF NEW JERSEY-NEWARK, MIDLANTIC NATIONAL BANK-NEWARK, SECURITY NATIONAL BANK-NEWARK AND UNITED STATES SAVINGS BANK-NEWARK).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-r.

RESOLUTION AUTHORIZING MAYOR TO EXECUTE MODIFICATION OF GRANT AGREEMENT

34-7106-60 UNDER TITLE VI OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973;
ADDITIONAL \$1,173,350. TO PROVIDE PUBLIC SERVICE EMPLOYMENT POSITIONS FOR PERIOD
FEBRUARY 1, 1978 TO SEPTEMBER 30, 1978. (JUNE 1, 1977, RESOLUTION 7-R-y-\$7,534,000.;
SEPTEMBER 21, 1977, RESOLUTION 7-R-g-\$15,068,313.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED

PROPERTIES NOT REQUIRED FOR GOVERNMENTAL PURPOSE, ON FEBRUARY 24, 1978 AT 11:00 A. M.,
AT THOM'S RESTAURANT, 80 PARK AVENUE, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13
(a), AND AUTHORIZING ADVERTISING OF EXHIBIT "A" AND NOTICE OF FURTHER MEETING, MARCH 1,
1978 AT WHICH TIME THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW.
(THE BETTER WAY AUCTION).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION COMMENDING AUDREY H. MASSIAH, DIRECTOR OF THE CITY'S DIVISION OF
WELFARE, FOR OUTSTANDING AND MERITORIOUS SERVICE TO THE CITIZENS AND GOVERNMENT OF THE
CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AMENDING RESOLUTION 7-R-b, ADOPTED DECEMBER 28, 1977

REAPPOINTING THREE (3) SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1978, TO DELETE
WILLIAM A. WILLIAMS.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

1-R-v. RESOLUTION AMENDING RESOLUTION 7-R-c, ADOPTED DECEMBER 28, 1977 REAPPOINTING 162 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1978, TO DELETE (19) SPECIAL POLICEMEN.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani.

7-R-w. Not Voting: President Harris.
RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", ECONOMIC PLANNING GRANT #01-25-01673; SUM OF \$75,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$75,000., SPECIAL ITEM OF APPROPRIATION, ECONOMIC PLANNING GRANT #01-25-01673; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y. RESOLUTION AUTHORIZING THE CENTRAL PLANNING BOARD TO MAKE AN INVESTIGATION AND HOLD PUBLIC HEARINGS TO DETERMINE WHETHER BLOCK 2040, LOTS 1 AND 2 ARE BLIGHTED AREAS. (VICINITY OF FERRY STREET, NIAGARA STREET AND WESTCOTT STREET).

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AMENDING RESOLUTION 7-R-bn, DECEMBER 21, 1977, AND ATTACHED

CONTRACT WITH NADASKAY & KOPELSON, ARCHITECTS, FOR PURPOSE OF FORMULATING SPECIFICATIONS FOR RESTORATION OF THE FIRE DAMAGED HISTORIC NORTH WARD CULTURAL AND EDUCATIONAL CENTER; TO OMIT FROM GENERAL TERMS AND CONDITIONS NUMBER 8 (FLOOD DISASTER PROTECTION) AND NUMBER 10 (LEAD-BASED PAINT HAZARDS) AND NUMBER 19 (INSURANCE) THE ENTIRE CLAUSE SHALL BE RE-WRITTEN TO COVER PROFESSIONAL SERVICES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION COMMEMORATING HARRIET TUBMAN, THE "MOSES" OF THE UNDERGROUND

RAILROAD, AND THE FIRST BLACK WOMAN TO BE THE SUBJECT OF A UNITED STATES COMMEMORATIVE STAMP.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen.

Councilman Tucker stated for the record that this is the first time the United States Government basically insitituted a stamp which bears the first black woman to be honored in this category.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION DISMISSING THE APPEAL OF THE MUNICIPAL COUNCIL FROM A DECISION OF

THE BOARD OF ADJUSTMENT, GRANTING A VARIANCE TO CHASE CHEMICAL COMPANY. (229-235 OLIVER STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Business Administrator Buck and Secretary of Board of Adjustment Rossi to meet with the Council at their pre-meeting conference February 14, 1978 was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following

votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH MT. CARMEL GUILD TO PROVIDE A WORK EXPERIENCE FOR HANDICAPPED YOUTH (IN-SCHOOL AND OUT-OF-SCHOOL) FOR SUM NOT TO EXCEED \$106,346. FOR TOTAL OF EIGHTY (80) PARTICIPANTS, ONLY BIDDER; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973. (YCCIP TITLE III)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BOARD OF EDUCATION OF CITY OF NEWARK, IN AN AMOUNT NOT TO EXCEED \$314,707. (REQUIRED THAT 22 PERCENT OF FUNDS UNDER THE YOUTH EMPLOYMENT AND TRAINING PROGRAM BE USED BY LOCAL EDUCATION AGENCIES); SOURCE OF FUNDS - YOUTH EMPLOYMENT AND TRAINING PROGRAM (CETA TITLE III-C, SUBPART 3) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (2) BECAUSE THE BOARD OF EDUCATION IS AN INSTRUMENTALITY OF THE CITY OF NEWARK).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH BCF ENTERPRISES, INC. TO PROVIDE A WORD PROCESSING PROGRAM FOR SUM NOT TO EXCEED \$101,025., FOR TRAINING OF FIFTY-FOUR (54) TRAINEES; BEGINNING FEBRUARY 1, 1978 AND TERMINATING OCTOBER 21, 1978; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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MOTIONS.

Councilman Martinez said he is requesting a change in the City's Zoning Ordinances to provide for more stringent parking requirements for new construction in heavily populated residential areas. His suggestion is to require any new construction expansion or rehabilitation in heavily populated areas to provide 150% off-street parking for its tenants.

Councilman Martinez noted he has been complaining about parking problems in the East Ward and the recent heavy snow fall practically paralyzed this area. Snow plows could not get through the streets because of cars parked and the situation was compounded by making it difficult for sewer crews to identify and clean catch basins and sewers to prevent flooding.

Councilman Martinez maintained parking regulations must be tightened as soon as possible so that the problems confronted by the City during the recent snow storm could be eliminated.

7-M-a.

Councilman Martinez introduced the following Motion, A MOTION REQUESTING THE CENTRAL PLANNING BOARD AND THE CITY ADMINISTRATION TO STUDY THE ADVISABILITY OF ESTABLISHING MORE STRINGENT PARKING REQUIREMENTS FOR NEW RESIDENTIAL CONSTRUCTION, EXPANSION OR REHABILITATION TO INCREASE THE NUMBER OF DWELLING UNITS, BY REQUIRING 150 PER CENT OFF-STREET PARKING (1.5 PARKING SPACES FOR EACH DWELLING UNIT) IN HEAVILY POPULATED AREAS, was seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION REQUESTING THE ADMINISTRATION TO STUDY THE FEASIBILITY OF ENACTING LEGISLATION WHICH WOULD REQUIRE A COMPLETE INSPECTION OF ALL RENTED HOUSING OR APARTMENT UNITS BEFORE THESE FACILITIES CAN BE LEASED TO NEW TENANTS, was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION URGING THE CITIES OF NEWARK AND ELIZABETH TO FORM A TASK FORCE OF MUNICIPAL OFFICIALS AND BUSINESS REPRESENTATIVES TO PROVIDE INPUT INTO THE PORT OF NEW YORK/NEW JERSEY AUTHORITY'S PLAN TO PUT \$400. MILLION INTO THE DEVELOPMENT OF INDUSTRIAL PARKS IN THE TWO NEW JERSEY CITIES, was made by Councilman Carrino, seconded by Councilman

Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d. A MOTION APPLAUDING AND STRONGLY SUPPORTING THE OUTSTANDING EFFORTS OF THE NEWARK COMMUNITY CENTER OF THE ARTS, TO PROVIDE TRAINING FOR SOME 2,000 STUDENTS IN MUSIC, DANCE, AND DRAMA, THE VAST MAJORITY OF WHOM ARE NEWARK RESIDENTS; FURTHER, MEMORIALIZING THE GOVERNOR, COMMISSIONER ANN KLEIN OF THE DEPARTMENT OF HUMAN SERVICES, AND ROBERT WILLS, DIRECTOR OF THE DIVISION OF YOUTH AND FAMILY SERVICES, TO CONTINUE PROVIDING THE NECESSARY TITLE XX MONIES TO INSURE THAT THIS VALUABLE PROGRAM WILL STILL BE AVAILABLE TO NEWARK RESIDENTS, MANY OF WHOM WOULD BE OTHERWISE UNABLE TO BENEFIT FROM THE PROFESSIONAL ARTS TRAINING OFFERED BY NEWARK COMMUNITY CENTER OF THE ARTS, was made by Councilman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-e. A MOTION URGING NEWARK EXECUTIVE SUPERINTENDENT OF SCHOOLS ALONZO KITTRELS TO CONSIDER REOPENING THE EAST SIDE HIGH ADULT EVENING SCHOOL WHICH WAS REPORTED TO COUNCIL AS BEING CLOSED UNTIL FURTHER NOTICE DUE TO AN INSUFFICIENT NUMBER OF STUDENTS, was made by Councilman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-f. A MOTION DIRECTING THE CITY CLERK TO FORWARD A LETTER TO THE ACTING COMMISSIONER OF THE NEW JERSEY DEPARTMENT OF TRANSPORTATION URGENTLY REQUESTING HIS AGENCY TO IMMEDIATELY INSTALL A TRAFFIC SIGNAL DEVICE AT HILLSIDE AVENUE AND WEST RUNYON STREET (ROUTE 78 EXIT RAMP) TO PROTECT THE LIVES OF PEDESTRIANS, SCHOOL CHILDREN IN THE NEIGHBORHOOD AND RESIDENTS WHO UTILIZE THE OPEN SPACE PARK IN THE AREA; FURTHER, THAT ANY STATE PLAN TO MAKE THE AFORESAID TRAFFIC SIGNAL INSTALLATION IN THE SPRING OF 1978 OR LATER IS COMPLETELY UNSATISFACTORY DUE TO THE CRISIS SITUATION IN THE AREA, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

897 COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 23, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 9 (A) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) ENTITLED 'RENT CONTROL BOARD. (A) MEMBERSHIP.'"

(This amendment would reconstitute the composition of the Board so as to require two tenants, two landlords and a homeowner who is neither a tenant, nor a landlord)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 15, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 23, 1978, ENCLOSING PROPOSED "ORDINANCE REVISING PRESENT FIRE PREVENTION ORDINANCE BY ADOPTING THE B.O.C.A. FIRE PREVENTION CODE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 15, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 23, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR CLERK DRIVER)."

(Clerk Driver (40 Hours)	First Year	\$4.31 Per Hour
	Second Year	4.66 Per Hour
	Third Year	5.08 Per Hour)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 15, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 6, 1978,
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING
PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR,'
(6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION
AND SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)."

(Annual salary shall be equal to total annual compensation paid to Fire Chief, plus 6% of total annual compensation paid to Fire Chief)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Allen.

Councilman James felt the Council should establish a fixed salary for Department heads. He expressed his opposition to the slide rule effect of a pay scale where no Member of the Council knows what the Fire Director or Police Director is getting because it is based on another man's salary. He felt Administration should come up with a fixed amount as a salary for the Directors.

President Harris concurred in remarks of Councilman James and noted the next Municipal Council which takes office July 1, 1978 is charged with the responsibility of setting salaries for their term of office. He added fact has been presented to this Council there is an inequity which exists because of certain circumstances and if the Council were at this time to favorably act on this, we will be setting an example for those taking office July 1, 1978 whose responsibility it will be to set salaries for new Directors.

Councilman Carrino said it is his understanding this is being done on a temporary basis until July 1, 1978 and with that understanding he will vote in the affirmative.

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The motion directing the City Clerk to place this ordinance on the February 15, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JANUARY 6, 1978,
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING
PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR,'
(6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION AND
SALARY FOR DIRECTOR, DEPARTMENT OF POLICE)."

(Annual salary shall be equal to total annual compensation paid to Police Chief, plus 6% of total annual compensation paid to Police Chief)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 15, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from January 9, 1978 to January 24, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Our Lady of Mt. Carmel Church	7356 (Amended)
Polish Cultural Foundation	7480 (Amended)
St. Martin DePorres Educational Association of Queen of Angels School	7489 (Amended)
Society of Holy Rosary of St. Francis Xavier Church	7497 (Amended)
St. Francis Xavier Parent Students Guild	7521 (Amended)
Residents for Community Action	7553 (Amended)

February 1, 1978

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RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Holy Name Society - St. James Church	7612
Holy Name Society - St. James Church	7613
Clinton Memorial A.M.E. Zion Church	7614
St. Bridget's Church	7615

A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

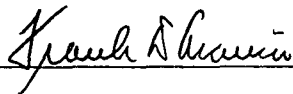
ADJOURNMENT.

12-a. A motion to adjourn this meeting was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

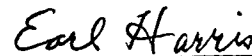
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:35 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President



Newark, New Jersey, February 15, 1978

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by City Clerk Frank D'Ascensio.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Anthony J. Giuliano Temporary President was made by Councilman Allen, seconded by Councilman Bottone.

The motion to elect Councilman Anthony J. Giuliano Temporary President was adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani.

Not Voting: Temporary President Giuliano.

Temporary President Giuliano stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

Temporary President Giuliano called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant John Mosca, Sergeant-at-Arms.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF DECEMBER, 1977.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

4-b. The City Clerk presented REPORT OF CONSUMER ACTION, FOR THE MONTH OF DECEMBER, 1977, SUBMITTED BY EXECUTIVE DIRECTOR DENNIS G. CHEROT.

(Copy submitted to each Member of the Council)

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A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

/4-c.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-123 AND CDA-J, FROM NOVEMBER 28, 1977 TO DECEMBER 2, 1977; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-38, FROM DECEMBER 5, 1977 TO DECEMBER 9, 1977; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT CDA-J, FROM DECEMBER 12, 1977 TO DECEMBER 16, 1977; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT CDA-V, FROM DECEMBER 19, 1977 TO DECEMBER 23, 1977; AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS CDA-N, CDA-J, CDA-V, CDA-S, R-121 AND R-32, FROM DECEMBER 26, 1977 TO DECEMBER 30, 1977; AND A NEGATIVE REPORT OF PROPERTY DEMOLITIONS FOR PERIOD NOVEMBER 28, 1977 TO DECEMBER 2, 1977; FROM DECEMBER 5, 1977 TO DECEMBER 9, 1977; FROM DECEMBER 12, 1977 TO DECEMBER 16, 1977; FROM DECEMBER 19, 1977 TO DECEMBER 23, 1977 AND FROM DECEMBER 26, 1977 TO DECEMBER 30, 1977.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Carrino, seconded by Temporary President Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

/4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD DECEMBER 7, 1977.

A motion that the Copy of Minutes be received was made by Temporary President Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

/4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD DECEMBER 7, 1977.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

/4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD DECEMBER 7, 1977.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

4-g. The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, HELD DECEMBER 21, 1977.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

4-h. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD DECEMBER 28, 1977.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

4-i. The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD DECEMBER 28, 1977.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

4-j. The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTH OF DECEMBER, 1977.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

4-k. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JANUARY, 1978.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

February 15, 1978

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4-1.

The City Clerk presented REPORT OF SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF JANUARY, 1978, SUBMITTED BY ACTING TAX COLLECTOR JOSEPH.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

BOARD OF ADJUSTMENT - APPEALS.

4-A-1.

The City Clerk read APPLICATION OF DIVERSIFIED REALTY LIMITED, OWNER, FOR A VARIANCE TO THE ZONING ORDINANCE OF THE CITY OF NEWARK SO AS TO PERMIT IN A 2ND RESIDENCE DISTRICT THE CONVERSION OF AN 82 FAMILY DWELLING TO A 91 FAMILY DWELLING WITH INSUFFICIENT ON-SITE PARKING AT PREMISES LOCATED AT 502-504 SUMMER AVENUE, NEWARK.

The Board of Adjustment at its regular meeting December 14, 1977 approved the above application by a vote of 6 Ayes, 1 Absent.

An appeal in the above matter was filed in the Office of the City Clerk on December 23, 1977. The transcript in connection with this matter was filed with the City Clerk on February 3, 1978.

On February 3, 1978 the City Clerk notified the applicant, his attorney and the appellant that an appeal in this matter will be heard by the Municipal Council at their regular meeting February 15, 1978 at 8:00 P. M., in the Council Chamber, second floor, City Hall, Newark.

Each Member of the Council was furnished with a copy of the transcript in connection with this application.

This is the time and place for the appeal to commence.

City Clerk D'Ascensio read into the record communication from Assistant Corporation Counsel Bressler, dated February 15, 1978 with respect to this appeal.

Newark

Kenneth A. Gibson
Mayor

Department of Law

920 Broad Street
Newark, New Jersey 07102
201 733-3880

Milton A. Buck
Corporation Counsel

February 15, 1978

M E M O R A N D U M

February 15, 1978

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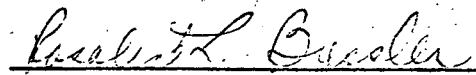
TO: FRANK D'ASCENSIO
City Clerk

FROM: ROSALIND L. BRESSLER
Assistant Corporation Counsel

RE: APPEAL FROM DECISION OF BOARD OF ADJUSTMENT GRANTING
A VARIANCE FOR CONVERSION OF AN 82 FAMILY DWELLING
TO A 91 FAMILY DWELLING WITH INSUFFICIENT ON-SITE
PARKING AT PREMISES LOCATED AT 502-504 SUMMER AVENUE.

Please be advised that under the provisions of "The Land Use Procedures Ordinance of the City of Newark," Ordinance 6S & Fg adopted January 27, 1977 and effective February 1, 1977, the Municipal Council may hear appeals from a decision of the Board of Adjustment granting a use variance pursuant to the provisions of N.J.S.A. 40:55D-70d (a "d" variance). The Council has no jurisdiction over appeals from decisions of the Board relating to a variance under the provisions of N.J.S.A. 40:55D-70c (a "c" variance).

The above matter involves both a "c" variance because of insufficient on-site parking and a "d" variance because the increase in dwelling units is an enlargement of a non-conforming use. The Council may hear an appeal only from that part of the decision of the Board relating to the "d" variance.


ROSALIND L. BRESSLER
Assistant Corporation Counsel

RLB:bjl

The City Clerk stated that the Municipal Council now has before it an appeal from the decision of the Board of Adjustment on December 14, 1977 granting variances to the Zoning Ordinance of the City of Newark so as to permit in a 2nd Residence District the conversion of an 82 family dwelling to a 91 family dwelling with insufficient on-site parking at premises located at 502-504 Summer Avenue, Newark.

The City Clerk further stated that he has been advised by the Law Department that under the terms of "The Land Use Procedures Ordinance of the City of Newark," Ordinance 6-S & F-g adopted January 27, 1977 and effective February 1, 1977, the Municipal Council may only hear an appeal from a decision of the Board of Adjustment granting a variance pursuant to the provisions of N.J.S.A. 40:55D-70d, commonly known as a "d" variance. It has no jurisdiction to hear an appeal from a decision of the Board granting a variance pursuant to N.J.S.A. 40:55D-70c, known as a "c" variance.

The City Clerk added that the Counsel for the appellant and for the applicant

therefore, are asked to limit their arguments to that part of the decision of the Board relating to the "d" variance - the enlargement of a non-conforming use by conversion of an 82 family dwelling in a 2nd Residence District to a 91 family dwelling and to refrain from offering argument on that part of the Board's decision granting a "c" variance so as to permit such conversion with insufficient on-site parking.

Temporary President Giuliano called for those desiring to heard on this appeal, give their name and address and be heard.

MR. MICHAEL H. SMOLLER, 11 COMMERCE STREET, NEWARK, NEW JERSEY, REPRESENTING THE APPELLANT, MR. THEODORE MURNICK, appeared before the Municipal Council. He felt the primary opposition the Council has to move is that this property is a non-conforming use in a 2nd Residential District. It is the appellants contention that the Board of Adjustment could not grant and the Council cannot approve what would amount to multiple variances.

Mr. Smoller addressed the Municipal Council at length citing various statements which appear in the transcript of the hearing before the Board of Adjustment in this matter.

Mr. Smoller stated there is nothing in the record indicating a request to convert from a 82 to a 91 family dwelling unit. He felt there was no testimony or documentation presented to the Board of Adjustment that would support the granting of this variance.

Mr. Smoller requested the Council to deny this request and reverse the Board of Adjustment for the reason that the record is vocally inadequate and does not address the issue of the use variance.

He opined a second alternative would be to return this to the Board of Adjustment requiring them to take additional testimony as to the granting of this variance.

MR. ERNEST J. SANTOLO, 65 EAST NORTHFIELD ROAD, LIVINGSTON, NEW JERSEY, appeared before the Municipal Council on behalf of the applicant. He stated he felt 92% of the arguments given by the appellants attorney are not applicable to the reasons for this variance. The only issue before the Council is to review the decision of the Board of Adjustment with respect to a "d" variance which increased the number of units at 502-504 Summer Avenue from 82 to 91 family dwelling units. He felt the application to the Board of Adjustment specifically requested that relief.

The speaker indicated there is a serious need for senior citizen housing as there is a backlog awaiting apartments. He noted the Council has indicated by resolution there is a serious need in the City for senior citizen housing and the granting of this variance would provide for additional housing units. He repeated there is a great need

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for this housing and could see no reason why this variance should not be granted and construction be allowed to commence forthwith. 907

Councilman Carrino made the following statement for the record.

"I have read the transcript of the proceedings before the Board of Adjustment and I agree with the Board that a variance should be granted to permit in a 2nd Residence District the conversion of a building with 82 dwelling units into a senior citizen residence of 91 dwelling units.

A special reason for the granting of a variance has been shown by the testimony of Mr. Vincent Corrado, formerly Director of Operations of the New Jersey Housing Finance Agency, who stated on pages 14 and 15 of the transcript that there is a definite need for senior citizen housing in the City of Newark. On page 16 Mr. Corrado also refers to a waiting list of 400-500 applicants for another senior citizen project in Newark. This Council has by its actions often recognized the need for senior citizen housing. It is clear that the senior citizen housing will benefit the community and will serve a special need of our citizens.

There is nothing in the record to indicate that the granting of a variance will be detrimental to the public good or will substantially impair the City's zoning plan. No objectors appeared at the hearing before the Board of Adjustment to testify that the granting of the variance will be harmful to them or to the community.

Although the number of dwelling units will be increased by 9, the increase in units does not in itself signify an increase in density. There was testimony offered on page 12 indicating that the increase in the number of units was achieved through eliminating some two bedroom apartments. It appears, then, that while there may be more apartments, the family size of the occupants will be smaller.

While it is true that there is insufficient parking to comply with the City's parking requirements, there was evidence offered to the Board by several persons to the effect that since the project is designed for low income senior citizens the parking needs are from 15-20% of the number of dwelling units rather than the 50% parking requirement of our ordinance. Since there are spaces for 20 cars, or more than 20% of the dwelling units, the lack of parking spaces does not appear to create a problem."

For the above reasons, Councilman Carrino moved to affirm the decision of the Board of Adjustment that a variance be granted for the conversion in a 2nd Residence District of an 82 family dwelling to a 91 family dwelling at premises located at 502-504 Summer Avenue, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

908 ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Adding various streets prohibiting Right Turn on Red)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Elizabeth Avenue and Lyons Avenue

Right Turn Prohibition - All Right Turns 7 A. M. to 5 P. M. School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President Giuliano, seconded by Councilman James and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HAMPTON STREET AND MILTON STREET AS ONE-WAY STREETS.

(Hampton Street, westbound, from Boston Street to Wickliffe Street

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Milton Street, eastbound, from Boston Street to Wickliffe Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HAWTHORNE AVENUE.

(Hawthorne Avenue, North side, from the westerly curbline of Irvine Turner Boulevard and extending 80 feet westerly therefrom, 3.P. M. to 12 A. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Tucker and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 1, 1978.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-2, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON STREET PARKING RESTRICTIONS ON SOUTH ORANGE AVENUE AND JAMES STREET.

(Section 23:5-1)

Deleting South Orange Avenue, North side, from South 12th Street to South 18th

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Street, north side from Speedway Avenue to Maybaum Avenue.

James Street, South side, from Washington Street to Nesbitt Street.

Adding South Orange Avenue, North side, from Speedway Avenue to Maybaum Avenue.

James Street, North side, from Washington Street to High Street; South side from Burnett Street.

(Section 23:5-2)

Deleting James Street, North side, from Burnett Street to High Street, from 9:30 A. M To 4:00 P. M., except Saturdays and Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 1, 1978.

6-F-f. The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 9 (A) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) ENTITLED "RENT CONTROL BOARD. (A) MEMBERSHIP."

(This amendment would reconstitute the composition of the Board so as to require two tenants, two landlords and a homeowner who is neither a tenant, nor a landlord)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading, was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and

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passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 1, 1978.

6-F-g. The City Clerk read AN ORDINANCE REVISING PRESENT FIRE PREVENTION ORDINANCE BY ADOPTING THE B.O.C.A. FIRE PREVENTION CODE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 1, 1978.

6-F-h. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANTE FOR CLERK DRIVER).

(Clerk Driver	First Year	\$4.31 Per Hour
(40 Hours)	Second Year	4.66 Per Hour
	Third Year	5.08 Per Hour)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Temporary President Giuliano, seconded by Councilman Carrino and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 1, 1978.

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6-F-1.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION AND SALARY FOR DIRECTOR, DEPARTMENT OF FIRE).

(Annual salary shall be equal to total annual compensation paid to Fire Chief plus 6% of total annual compensation paid to Fire Chief)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck met with the Council January 31, 1978)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen.

Councilman James said he feels the Directors of Police and Fire should have a fixed salary and was opposed to any formula which requires Council's action depending on various personnel shifts in the Department. He felt a person taking the job has the option and responsibility to know what the salary is and they should accept the position with that fixed salary. He hoped the Council would move away from this formula type of salary for all Directors and establish a fixed salary procedure.

Councilman Carrino agreed with Councilman James that there should be a set salary for the Directors and the salary should not be computed by formula.

The motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Martinez, Tucker, Villani, Temporary President Giuliano.

No: Councilman James.

Not Voting: Councilman Carrino.

Temporary President Giuliano: The yeses are six, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 1, 1978.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION AND SALARY FOR DIRECTOR, DEPARTMENT OF POLICE).

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(Annual salary shall be equal to annual compensation paid to Police Chief, plus 6% of total annual compensation paid to Police Chief)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck met with the Council January 31, 1978)

A motion to adopt the ordinance on first reading was made by Councilman Allen seconded by Councilman Tucker and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Martinez, Tucker, Villani, Temporary President Giuliano.

No: Councilman James.

Not Voting: Councilman Carrino.

Temporary President Giuliano: The yeses are six, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 1, 1978.

A motion to consider Item 8-1 under Ordinance for First Reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

6-F-k. The City Clerk read AN ORDINANCE AMENDING ORDINANCE 6-S & F-a, ADOPTED JANUARY 27, 1977, WHICH ORDINANCE CREATED AND CONTINUED THE CENTRAL PLANNING BOARD AND THE BOARD OF ADJUSTMENT, SO AS TO INCREASE APPLICATION FEES AND PROVIDE FREE OF CHARGE ANY TRANSCRIPT NECESSARY FOR APPEAL TO THE MUNICIPAL COUNCIL.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 1, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

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Temporary President Giuliano called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BLANCHARD STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Blanchard Street, both sides, from the northerly curblane of Raymond Boulevard to a point 350' northerly thereof.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Giuliano called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-b.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 4, SECTION 16, SURETY AGREEMENTS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 2 Chapter 4 Section 16 of the Revised Ordinances of the City of Newark, New Jersey entitled Surety Agreements is hereby amended to read as follows:

2:4-16

(a) Except as hereinafter provided all officers advertising for bids, proposals or estimates for contracts with the City of Newark shall require such bids, proposals or estimates to be accompanied by a guarantee payable to the City of Newark, that if the contract is awarded the bidder will enter into the contract and will furnish any performance bonds or other security required as a guarantee or indemnification by the City of Newark. The guarantee may be given, at the option of the bidder, by certified check, cashier's check or bid bond. When the guaranty given by the bidder is in the form of a bid bond, it shall be executed by a company authorized to do surety business in this state. The amount of the bid bond, certified check, or cashier's check shall be determined in accordance with the Local Public Contracts Law of the New Jersey Statutes Annotated, and any applicable regulations.

(b) Except as hereinafter provided, all officers advertising for bids, proposals or estimates for contracts with the City of Newark shall require such bids, proposals, or estimates to be accompanied by a certificate from a surety company authorized to do surety business in this state stating that it will provide the bidder with a bond in such sum as required by the City of Newark for the faithful performance of all provisions of the contract and for all other matters required for performance bonds under the Local Public Contracts Law of the New Jersey Statutes Annotated and any applicable regulations. This performance bond shall be in a form subject to the approval of the Corporation Counsel of the City of Newark.

(c) The Business Administrator may, where the estimated cost is less than \$500,000, when he deems it in the best interest of the City of Newark, authorize the officer advertising for bids, proposals or estimates, to eliminate the requirement of a bid bond, or certified check or cashier's check in lieu thereof, altogether. He may also authorize said officer advertising for bids, proposals, or estimates, to eliminate the requirement of a performance bond altogether, or to require a performance bond in less than the full amount of the contract, or require such other security as the Business Administrator may deem sufficient. The approval of the Business Administrator to take such action must be given in writing prior to the advertising for bids, proposals or estimates and said approval must be made part of the contract document. In the case of contracts where the estimated cost is greater than \$500,000, the Business Administrator may request the Municipal Council to authorize him by resolution to follow the procedure contained herein to eliminate or modify the performance bond requirement.

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(d) No member of the Council, City officer or employee shall be a surety upon any proposal or estimate referred to in this section or upon any agreement given to secure the performance of any contract with the City.

Section 2. Any prior ordinance inconsistent with the above is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

Temporary President Giuliano called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman James and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 125 AVON AVENUE, NEWARK, NEW JERSEY, BLOCK 2596, LOT 57, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 125 Avon Avenue, Newark, New Jersey, Block 2596, Lot 57, be sold to The Housing Authority of the City of Newark, a body politic and corporate, by private sale for the amount of \$4,700. pursuant to the provisions of N.J.S. A. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above-described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

Temporary President Giuliano called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 62 JAMES STREET, NEWARK, NEW JERSEY, BLOCK 41, LOT 72, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 62 James Street, Newark, New Jersey, Block 41, Lot 72, be sold to The Housing Authority of the City of Newark, a body politic and corporate, by private sale for the amount of \$14,500., pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above-described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

Temporary President Giuliano called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote

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required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CORRECT THE SALARY RANGE FOR CHIROPODIST, P.T., 6 HOURS WEEK; DENTIST, P.T., 6 HOURS WEEK; OPHTHAMALOGIST, P.T., 7 HOURS; OPTOMETRIST, P.T., 6 HOURS WEEK; ORTHODONTIST, P.T., 6 HOURS WEEK; PEDIATRICIAN, P.T., 4 HOURS WEEK; PUBLIC HEALTH PHYSICIAN, P.T., 6 HOURS WEEK; PUBLIC HEALTH PHYSICIAN, P.T., CHEST DISEASE, 10 HOURS WEEK; AND TO CORRECT THE NUMBER OF HOURS FOR MAINTENANCE REPAIRMAN)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an Ordinance entitled "An Ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor" be amended to correct the salary range for Chiropodist, P.T., 6 hours week; Dentist, P.T., 6 hours week; Opthamalogist, P.T., 7 hours week; Optometrist, P.T., 6 hours week; Orthodontist, P.T., 6 hours week; Pediatrician, P.T., 4 hours week; Public Health Physician, P.T., 6 hours week; Public Health Physician, P.T., Chest Disease, 10 hours week; and to correct the number of hours for Maintenance Repairman as follows, to wit;

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chiropodist, P.T. (6 hours week) 999277	1-1-77 1-1-78	\$ 8,190 8,599	\$ 8,190 8,599
Dentist, P.T. (6 hours week) 470090	1-1-77 1-1-78	\$ 8,190 8,599	\$ 8,190 8,599
Opthamalogist P.T. (7 hours week) 400030	1-1-77 1-1-78	\$ 9,555 10,032	\$ 9,555 10,032
Optometrist, P.T. (6 hours week) 400060	1-1-77 1-1-78	\$ 8,190 8,599	\$ 8,190 8,599

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Orthodontist, P.T. (6 hours week) 470100	1-1-77 1-1-78	\$ 8,190 8,599	\$ 8,190 8,599
Pediatrician, P.T. (4 hours week) 402040	1-1-77 1-1-78	\$ 5,460 5,733	\$ 5,460 5,733
Public Health Physician, P.T. (6 hours week) 490190	1-1-77 1-1-78	\$ 8,190 8,599	\$ 8,190 8,599
Public Health Physician, P.T. Chest Disease, (10 hours week) 500008	1-1-77 1-1-78	\$13,650 14,333	\$13,650 14,333
Maintenance Repairman (40) hours) 044410	1-1-77 1st Step \$3.58 2nd Step 3.88 3rd Step 4.28		
Orthopedist P.T. (4 hours) 405030	1-1-77 1-1-78	\$ 5,460 5,733	\$ 5,460 5,733
Public Health Physician, Chest (P.T. 8 hours) 500108	1-1-77 1-1-78	\$10,920 11,466	\$10,920 11,466
Radiologist P.T. (8 hours) 440040	1-1-77 1-1-78	\$10,920 11,466	\$10,920 11,466

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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Temporary President Giuliano called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, questioned the number of hours to be furnished by these professional people and questioned how these people are being compensated.

Chief Analyst Polster stated this is a correction of salary adjustments. The hours are set forth for these professional people who respond to certain needs in the health field.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CAMP DIRECTOR, WATERSHED).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An Ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor adopted May 4, 1977 (6S&Fi) and amendments thereto, be and the same is hereby amended to create the title and salary range for Camp Director, Watershed) as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Camp Director, Watershed 995504 40 Hrs.	1978	\$14,130	\$17,179

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number or positions, annual minimum salary and annual maximum salary

therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the law of the State of New Jersey.

Temporary President Giuliano called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO GRANT AND EXECUTE ON BEHALF OF THE CITY OF NEWARK A DRAINAGE EASEMENT AGREEMENT BETWEEN THE CITY OF NEWARK AND ROBERT K. AND RUSSELL DEVRIES AND WILBUR FREDERICKS FOR THE PURPOSE OF DIVERTING STORM WATER RUNOFF IN THE PEQUANNOCK WATERSHED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Executive Director of the Newark Watershed Conservation and Development Corporation is hereby authorized to grant and execute on behalf of the City of Newark a drainage easement agreement, a copy of which is annexed hereto, between Robert K. DeVries, Russell DeVries, Wilbur Fredericks and the City of Newark for the purpose of diverting storm water runoff in order to minimize the impact of development on the Pequannock River.

Section 2. An executed copy of said agreement shall be filed with the office of the City Clerk by the Executive Director of the Newark Watershed Conservation and Development Corporation.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

Temporary President Giuliano called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Giuliano, seconded by Councilman Villani and declared adopted by Temporary President Giuliano by the following

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votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

Temporary President Giuliano: The yeses are eight and the noes are none.
This ordinance having been read on two separate days and having achieved the vote
required by the statute, is declared adopted. The City Clerk is directed to deliver
same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MR. FRANK BURWELL, 712 SOUTH 12TH STREET, NEWARK, NEW JERSEY.

6-HC-b.

MS. IDA WILLIAMS, 712 SOUTH 12TH STREET, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council with respect to
conditions existing at 712 South 12th Street. The speakers alleged conditions in this
house are intolerable and there are many violations which have not been abated. The
speakers alleged they have not had hot water for approximately two months and requested
some assistance from the Council.

Councilman Martinez felt Administration should be contacted to see what
they have done with respect to the violations reported.

Councilman James said he has just read the various code violations cited
as submitted by the speaker and could not understand why no response was made to the
various complaints. He agreed with Councilman Martinez that a directive should be
sent to those involved and request an answer within 48 hours.

Temporary President Giuliano noted the Council recently had met with Judge
Booker and Mr. McGinley in conference and they were supposed to reply to the Council as to
what decision they reached with respect to immediate code enforcement.

Councilman James stated the Business Administrator had indicated he would
come back to the Council with a new plan to improve code enforcement. He said he is
Chairman of the Council Committee on Code Enforcement and felt if in the event no
action is taken within 48 hours, a meeting of the Council should be called and those
individuals not performing their duties should be discharged.

Councilman James added the speaker should visit the Tenants Association at
944 Broad Street to report this matter in detail.

As a result of this discussion, the City Clerk was directed to communicate
with Business Administrator Buck, Acting Director of Health and Welfare Wilson and
Management Specialist - Code Enforcement McGinley informing them the Council was made
aware of the numerous housing violations at 712 South 20th Street and that the Council

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requests these administrative officers immediately review the situation existing at the aforesaid premises, determine why no timely corrective action has been instituted thus far, and promptly report to Council what steps are now being taken to abate the alleged housing violations.

6-HC-c.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to housing. He urged the Council to put together a housing program and to try to maintain more private housing in the City.

6-HC-d.

MR. RALPH J. VILLANI, 79 LANG STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to snow removal. He felt the complaints registered with Council should be directed to the Department of Sanitation under whose jurisdiction this matter falls. He felt the Council is taking the "heat" for the chaos the City found itself in after the recent heavy snow fall.

Councilman Martinez stated the Council has been subjected to all sorts of complaints during the past couple of weeks with respect to snow removal and Administration has been absolutely silent. He noted it is evident that Administration is not visible when these complaints are made to the Members of the Council throughout the City.

Councilman Martinez called attention there will be another serious problem in the lower areas of the East Ward when the snow melts and he said Administration should be held responsible for any flooding or property damage which will result from this flooding.

6-HC-e.

MR. D.J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, addressed the Municipal Council voicing his opposition to the possibility of the Newark Board of Education sub-contracting out the services of security guards, custodial workers, chauffeurs, laborers and repairman.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION DISMISSING THE APPEAL OF THE MUNICIPAL COUNCIL FROM A DECISION OF THE BOARD OF ADJUSTMENT, GRANTING A VARIANCE TO CHASE CHEMICAL COMPANY. (229-235 OLIVER STREET).

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-b.

RESOLUTION RATIFYING EXTENSION AGREEMENT BETWEEN CITY OF NEWARK AND NORTHERN NEW JERSEY CIVIL SERVICE TRAINING CENTER FOR PERIOD JANUARY 24, 1978 TO FEBRUARY 15, 1978; FURTHER AUTHORIZING MAYOR, EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE AND DIRECTOR OF PERSONNEL TO ENTER INTO AMENDATORY AGREEMENT WITH NORTHERN NEW JERSEY CIVIL SERVICE TRAINING CENTER, FOR PURPOSE OF TRAINING CITY EMPLOYEES, FOR PERIOD FEBRUARY 16, 1978 TO MARCH 31, 1978. (NO ADDITIONAL FUNDS REQUIRED BY CITY) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-c.

RESOLUTION APPOINTING LOUIS F. BATTISTA AND JAKOB A. KAPLAN CONSTABLES FOR A TERM ENDING DECEMBER 31, 1978 AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

A motion to adopt the resolution was made by Temporary President Giuliano, seconded by Councilman Carrino and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-d.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND CITY OF ELIZABETH FOR SALE OF WATER FOR PERIOD MARCH 1, 1977 TO FEBRUARY 15, 1978; FURTHER AUTHORIZING DIRECTOR OF PUBLIC WORKS TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK FOR SALE OF WATER TO CITY OF ELIZABETH, AT \$250. PER MILLION GALLONS, FOR PERIOD FEBRUARY 16, 1978 TO FEBRUARY 28, 1981.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman James and declared adopted by Temporary President Giuliano by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

✓ 7-R-e.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK AND NORTH JERSEY
COMMUNITY UNION, FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE FOR PERIOD
JANUARY 1, 1978 TO FEBRUARY 15, 1978; FUTHUR AUTHORIZING DIRECTOR OF HEALTH AND WELFARE
TO ENTER INTO CONTRACT WITH NORTH JERSEY COMMUNITY UNION FOR PROVISION OF HIGH QUALITY
AMBULATORY HEALTH CARE, FOR PERIOD FEBRUARY 16, 1978 TO JUNE 30, 1978; MAXIMUM AMOUNT
FOR PERIOD JANUARY 1, 1978 TO JUNE 30, 1978 IS \$80,373., SAID AMOUNT SHALL BE PAID FROM
1978 MUNICIPAL OPERATING BUDGET, ALLOCATED TO THE DEPARTMENT OF HEALTH AND WELFARE.
(CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW
N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by
Councilman Tucker and declared adopted by Temporary President Giuliano by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

✓ 7-R-f.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT
CORPORATION TO ADVERTISE FOR LEASE THE PREMISES CONSISTING OF APPROXIMATELY ONE ACRE
ON WHICH IS SITUATED A GARAGE COMPRISING A PORTION OF BLOCK 567, LOT 19 ON THE TAX MAPS
OF WEST MILFORD TOWNSHIP, FOR A TERM OF FOUR (4) YEARS AT A MINIMUM AMOUNT OF \$1,800.
PER YEAR PLUS PROPERTY TAXES AND SETTING A DATE FOR THE RETURN OF BIDS AS FEBRUARY 28,
1978 AND FOR THE AWARDED OF A LEASE AS OF MARCH 1, 1978 TO BE IN ACCORDANCE WITH N.J.S.A.
40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by
Councilman James and declared adopted by Temporary President Giuliano by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

✓ 7-R-g.

RESOLUTION AMENDING RESOLUTION 7-R-b DECEMBER 21, 1977, WHICH AUTHORIZED THE
NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EXECUTE A TIMBER HARVESTING
CONTRACT WITH JOHN VAN DER STAD, THE HIGHEST RESPONSIBLE BIDDER, TO PROVIDE FOR THE
EXECUTION OF THE CONTRACT WITH JOHN VAN DER STAD, PARTNERSHIP.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-h.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE THE PREMISES CONSISTING OF APPROXIMATELY ONE ACRE ON WHICH IS SITUATED A WOOD FRAME STRUCTURE COMPRISING A PORTION OF BLOCK 576, LOT 1 ON THE TAX MAPS OF JEFFERSON TOWNSHIP, FOR A TERM OF TWO (2) YEARS AT A MINIMUM AMOUNT OF \$450. PER MONTH PLUS PROPERTY TAXES AND SETTING A DATE FOR THE RETURN OF BIDS AS FEBRUARY 28, 1978, AND FOR THE AWARDING OF A LEASE AS OF MARCH 1, 1978 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$40. TO THE AMERICAN DOG AND CAT HOSPITAL UPON RECEIPT OR A GENERAL RELEASE EXECUTED BY IT IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR REIMBURSEMENT TO THE HOSPITAL FOR TREATMENT OF A DOG ACCIDENTALLY SHOT BY A CITY POLICEMAN ON OR ABOUT JANUARY 12, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-j.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT FOR DEMOLITION OF BUILDINGS, AS PER ATTACHED SCHEDULE #1 WITH WILLIAM M. YOUNG & CO., LOWEST RESPONSIBLE BIDDER, FOR TOTAL SUM OF \$2,106.; IN ACCORDANCE WITH THEIR BIDS AND SPECIFICATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by

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Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

7-R-k.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO FLEMING JONES, JR., MUNICIPAL COMPTROLLER, DEPARTMENT OF FINANCE, FOR PERIOD BEGINNING FEBRUARY 10, 1978 AND ENDING AUGUST 11, 1978. (TO CONTINUE AS DIRECTOR OF FINANCE - FIRST LEAVE BEGAN SEPTEMBER 7, 1977)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

7-R-l.

RESOLUTION REAPPOINTING SPECIAL POLICEMAN FOR YEAR ENDING DECEMBER 31, 1978. (JOHN J. CAMPBELL, JR.)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

7-R-m.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND EIGHTY FIVE DOLLARS (\$85.) TO MR. STANLEY J. STOEFF FOR ROOMING HOUSE LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

7-R-n.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE ON BEHALF OF CITY OF NEWARK ANY AND ALL NECESSARY DOCUMENTS UPON DELIVERY TO HIM OF SUM OF \$2,511.51 ON BEHALF OF CITY OF NEWARK IN ORDER TO DISCHARGE WELFARE LIEN AGAINST PHILIP J. MOYE. (MR. MOYE SUSTAINED PERSONAL INJURIES ARISING OUT OF AND IN COURSE OF HIS EMPLOYMENT WITH AN UN-INSURED SUB-CONTRACTOR AND DIVISION OF WELFARE PAID AMOUNT OF \$3,171. TO MARTLAND

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HOSPITAL AND ALSO PAID WELFARE BENEFITS OF APPROXIMATELY \$4,196.; EMPLOYERS OF MR. MOYE HAVE OFFERED HIM AMOUNT OF \$6,551 IN SETTLEMENT OF HIS WORKMEN'S COMPENSATION CLAIM AGAINST THEM).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-o. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM STANLEY E. DAITCH AND FRANCES DIATCH, HIS WIFE, OWNERS OF PREMISES 181-183 HILLSIDE AVENUE, BLOCK 2701, LOT 11, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-p. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED VEHICLES, 123 JUNK VEHICLES, NOW IN THE POSSESSION OF NEWARK POLICE DEPARTMENT; PURSUANT TO N.J.S.A. 39A:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-q. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, USED BRICK, NEWARK DEMOLITION TEAM; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-r.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL \$38,678.09 OUTSTANDING

WATER-SEWER CHARGES ON PROPERTIES WHICH CITY OF NEWARK HAS FORECLOSED PURSUANT TO
IN REM FORECLOSURES, AS PER ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
 Temporary President Giuliano.

7-R-s.

RESOLUTION AMENDING RESOLUTION 7-R-bp, SEPTEMBER 7, 1977, GRANT AWARD FROM

REGIONAL HEALTH PLANNING COUNCIL FOR PERIOD AUGUST 1, 1977 TO MARCH 31, 1978, BY EXTEND-
ING PERIOD TO JULY 1, 1978. (SEPTEMBER 8, 1977 TO MARCH 31, 1978 IN AMOUNT OF \$50,000.)
(DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
 Temporary President Giuliano.

7-R-t.

RESOLUTION RATIFYING GRANT-IN-AID CONTRACT WITH NEW JERSEY DEPARTMENT OF

COMMUNITY AFFAIRS FOR PERIOD JANUARY 1, 1978 TO FEBRUARY 15, 1978; FURTHER AUTHORIZING
DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE GRANT-IN-AID CONTRACT WITH
NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT SUM OF \$543,706. OF NEW
MONEYS FROM TITLE VII, PLUS THE SUM OF \$130,000. FROM PREVIOUS GRANT AGREEMENT #77316,
DATED MAY 6, 1977, FOR CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY FOR
PERIOD FEBRUARY 16, 1978 TO DECEMBER 31, 1978, FOR TOTAL SUM OF \$673,706. (\$673,706.-
NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS, \$110,775.-CITY OF NEWARK IN-KIND
CONTRIBUTION, \$25,000.-GENERATED BY THE PROGRAM); DOES NOT REQUIRE EXPENDITURE OF
PUBLIC FUNDS BY CITY OF NEWARK AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT THIS
PROJECT'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Giuliano, seconded by Councilman Tucker and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
 Temporary President Giuliano.

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7-R-u.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,375,000. DEPARTMENT OF ADMINISTRATION, DIVISION OF BUDGET, OTHER EXPENSES, SERVICE BY CONTRACT, OFFICE EQUIPMENT MAINTENANCE; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-v.

RESOLUTION COMMENDING AND CONGRATULATING ROCCO BLASI ON HIS INDUCTION INTO THE CATHOLIC UNIVERSITY HALL OF FAME.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-w.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, OTHER SALARIES AND WAGES-\$175,000.; DEPARTMENT OF ENGINEERING, DIVISION OF ENGINEERING, OTHER SALARIES AND WAGES-\$155,000.; UNCLASSIFIED OPERATIONS, UNCLASSIFIED OPERATIONS, MUNICIPAL SALARY INCREASE-\$120,000.; UNCLASSIFIED OPERATIONS, UNCLASSIFIED OPERATIONS, OPEN SPACE-\$25,000., UNCLASSIFIED OPERATIONS, UNCLASSIFIED OPERATIONS, 598 SOUTH 11TH STREET-\$50,000.; TALLING \$525,000. TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS, SERVICE BY CONTRACT OR AGREEMENT-\$130,000 AND MATERIALS AND SUPPLIES-\$395,000.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

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6-7-R-x.

RESOLUTION APPROVING APPLICATION OF NEWARK HOUSING AUTHORITY TO SECRETARY OF HOUSING AND URBAN DEVELOPMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$15,000. FOR SURVEYS AND PLANNING IN CONNECTION WITH LOW-RENT HOUSING PROJECTS IN THE NORTH BROAD STREET AREA ON THE SITES SOLICITED FROM DEVELOPERS NOT TO EXCEED APPROXIMATELY 75 DWELLING UNITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Carrino said he tried to get in touch with the Housing Authority on this matter and no one replied to his calls. He requested his colleagues to defer this and two other resolutions pertaining to the North Ward until he has had an opportunity to examine in depth what is planned for this area.

A motion to defer action on this resolution and direct the City Clerk to communicate with Executive Director Notte, Newark Housing Authority requesting that he set up a conference as soon as possible with Councilman Carrino to discuss in detail matters affecting the North Ward was made by Councilman Carrino, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-y.

RESOLUTION APPROVING APPLICATION OF NEWARK HOUSING AUTHORITY TO SECRETARY OF HOUSING AND URBAN DEVELOPMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$10,000. FOR SURVEYS AND PLANNING IN CONNECTION WITH LOW-RENT HOUSING PROJECTS IN THE SOUTH BROAD STREET AREA NOT TO EXCEED APPROXIMATELY 50 DWELLING UNITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Martinez, Tucker, Villani, Temporary President Giuliano.

No: Councilman James.

7-R-z.

RESOLUTION APPROVING APPLICATION OF NEWARK HOUSING AUTHORITY TO SECRETARY OF HOUSING AND URBAN DEVELOPMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$20,000. FOR SURVEYS AND PLANNING IN CONNECTION WITH LOW-RENT HOUSING PROJECTS IN THE ELIZABETH AVENUE-VALLEY AREA NOT TO EXCEED APPROXIMATELY 100 DWELLING UNITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman James said he wished to be recorded in the negative because the Newark Redevelopment Housing Authority during his eight years on the Council has failed to provide any meaningful structure of housing or redevelopment in the South Ward. He felt there is a need for a Master Plan to redevelop the entire City. He cannot continue to support efforts throughout the City without some growth development in the South Ward.

Councilman Tucker said he is in a different position in looking at these housing plans as primarily for individual parcels of property. The Council should urge the Newark Housing Authority to move expeditiously on processing applications for housing and rehabilitation. Nobody has been informed of the exact locations for housing and when he had posed this question they talked about areas.

Councilman Carrino recalled in 1974 the Housing Authority submitted to the Municipal Council 7 sites for scattered site housing which was projected for all the Wards. To this date, in 1978 not one brick has been laid on any one of those 7 sites. They continue to put in applications for new plans and surveys and nothing results.

Councilman Carrino said he has been telling people in the North Ward that they are going to get scattered site housing and he cannot tell them what has been going on for 4 years.

Councilman Giuliano felt Director Notte should appear before the Council once and for all so that they don't waste the Council's and taxpayer's time.

The motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Martinez, Tucker, Villani,
Temporary President Giuliano.

No: Councilman James.

7-R-ba.

RESOLUTION APPROVING APPLICATION OF NEWARK HOUSING AUTHORITY TO SECRETARY OF HOUSING AND URBAN DEVELOPMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$20,000. FOR SURVEYS AND PLANNING IN CONNECTION WITH LOW-RENT HOUSING PROJECTS IN THE SOUTH BROAD STREET AREA NOT TO EXCEED APPROXIMATELY 100 DWELLING UNITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Martinez, Tucker, Villani,
Temporary President Giuliano.

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No: Councilman James.

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7-R-bb.

RESOLUTION APPROVING APPLICATION OF NEWARK HOUSING AUTHORITY TO SECRETARY OF HOUSING AND URBAN DEVELOPMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$15,000. FOR SURVEYS AND PLANNING IN CONNECTION WITH LOW-RENT HOUSING PROJECTS IN THE NORTH BROAD STREET AREA ON SITES SELECTED BY THE HOUSING AUTHORITY NOT TO EXCEED APPROXIMATELY 75 DWELLING UNITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to communicate with Executive Director Notte, Newark Housing Authority requesting that he set up a conference as soon as possible with Councilman Carrino to discuss in detail matters affecting the North Ward was made by Councilman Carrino, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-bc.

RESOLUTION APPROVING APPLICATION OF NEWARK HOUSING AUTHORITY TO SECRETARY OF HOUSING AND URBAN DEVELOPMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$20,000. FOR SURVEYS AND PLANNING IN CONNECTION WITH LOW-RENT HOUSING PROJECTS IN THE NORTH BROAD STREET AREA NOT TO EXCEED APPROXIMATELY 100 DWELLING UNITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to communicate with Executive Director Notte, Newark Housing Authority requesting that he set up a conference as soon as possible with Councilman Carrino to discuss in detail matters affecting the North Ward was made by Temporary President Giuliano, seconded by Councilman Carrino and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-bd.

RESOLUTION APPROVING APPLICATION FOR RESERVATION OF FINANCIAL ASSISTANCE IN CONNECTION WITH LOW-RENT HOUSING PROJECT AND AUTHORIZING THE EXECUTION OF A COOPERATION AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Giuliano by the following

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votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

7-R-be.

RESOLUTION AUTHORIZING CITY OF NEWARK TO CONVEY A BARGAIN AND SALE DEED FOR
THE NOMINAL CONSIDERATION OF \$1. TO BOARD OF EDUCATION OF THE CITY OF NEWARK (ALSO
KNOWN AS THE BOARD OF EDUCATION OF NEWARK IN THE COUNTY OF ESSEX) PREMISES KNOWN AS
NOS. 489-599 IRVINGTON AVENUE, BLOCK 4274, LOT 3. (HAS NOT BEEN LEASED BY THE
CITY OF NEWARK TO COLONY CENTERS, INC.) (TO BE USED FOR EDUCATIONAL PURPOSES).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Tucker and declared adopted by Temporary President Giuliano by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

7-R-bf.

RESOLUTION STRONGLY URGING THE SENATE AND THE GENERAL ASSEMBLY OF THE STATE OF
NEW JERSEY TO ENACT LEGISLATION WHICH WOULD AMEND CHAPTER 68, OF THE PUBLIC LAWS OF
THE 1976, TO DELETE COSTS FOR MUNICIPAL SNOW REMOVAL FROM THE 5% "CAP" LIMITATION.

(Copy of resolution submitted to each Member of the Council)

Councilman James questioned the expenditure for snow emergency and requested
a clarification as to why the second snow fall cost less to remove than the first snow
fall.

Councilman Tucker stated this resolution does not pertain to those figures.
This resolution requests the General Assembly and the Senate to exempt from the CAPS
Law funds expended by the City in the recent snow removal. If the Governor does not
exempt this cost from the CAPS, it would mean that Newark would be faced with a tax
rate higher than last year.

Councilman Carrino said with reference to Councilman James' statement, he
felt the second storm cost less to alleviate because the Department of Public Works
was better organized.

A motion to adopt the resolution was made by the Council of the Whole and
declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

February 15, 1978

935

The City Clerk was directed to invite Business Administrator Buck and Director of Public Works Friscia to meet with the Council at their pre-meeting conference February 28, 1978 and further requesting them to bring with them details with respect to the difference in cost of snow removal between the two recent snow storms.

7-R-bg.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF PROFESSOR

ALEX BRADFORD, INTERNATIONALLY RENOWNED SINGER-COMPOSER AND MINISTER OF MUSIC AT NEWARK'S GREATER ABYSSINIAN BAPTIST CHURCH.

(Copy of resolution submitted to each Member of the Council)

Councilman Tucker requested the audience to rise for a minute of silence in memory of Professor Bradford.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-R-bh.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER

INTO CONTRACT WITH WORK WORLD INC.; TO PROVIDE AN INSTITUTE FOR JOB DEVELOPMENT PROGRAM FOR SUM NOT TO EXCEED \$121,746. FOR TRAINING OF 50 TRAINEES; BEGINNING FEBRUARY 16, 1978 AND TERMINATING OCTOBER 30, 1978; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Carrino said the Council is being asked to vote on \$188,245., which covers this resolution and Resolution 7-R-bi and the Council does not know who is being trained and for what.

Councilman Carrino questioned Chief Analyst Polster if everything was in order insofar as the contracts are concerned.

Chief Analyst Polster replied that he and Chief Accountant Fitzsimons had gone over these resolutions which arrived late this afternoon. With respect to Work World Inc. (7-R-bh) the resolution talks about a sum not to exceed \$121,746. He is not convinced that the budget is completely in order and he would suggest that the Council adopt these resolutions conditioned upon reconciliation of the figures with Mr. Wheeler's Office. As far as the Urban League of Essex County, it appears everything seems to be in order but this too should be adopted conditionally.

Councilman Carrino questioned what these people are being trained for and Chief Analyst Polster replied one is for a youth employment skills program and the other is for a job development program.

936

Councilman Tucker said these can be referred to as SPEDY Programs. The agency is in receipt of administrative costs which provides money to pay for young people who through youth experience hopefully can secure jobs.

A motion to adopt the resolution on condition that further details and budget corrections be received was made by Councilman Bottone, seconded by Councilman Bottone, seconded by Councilman Allen and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

Not Voting: Councilman Carrino.

7-R-bi.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH URBAN LEAGUE OF ESSEX COUNTY, TO PROVIDE YOUTH EMPLOYMENT SKILLS PROGRAM FOR SUM NOT TO EXCEED \$66,499. FOR TRAINING OF 90 TRAINEES; BEGINNING FEBRUARY 16, 1978 AND TERMINATING OCTOBER 30, 1978; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that further details and budget corrections be received was made by Councilman James, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

Not Voting: Councilman Carrino.

MOTIONS.

7-M-a.

A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING THROUGH THE TRAFFIC ENGINEER TO HAVE A TOTAL SURVEY MADE OF THE AREA BOUNDED BY BLOOMFIELD AVENUE, VERONA AVENUE, LAKE STREET TO MOUNT PROSPECT AVENUE AND SET UP A PATTERN OF STOP SIGNS TO ALLEVIATE THE HAPHAZARD SITUATION NOW EXISTING IN THAT AREA, was made by Councilman Carrino, seconded by Temporary President Giuliano and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

7-M-b.

A MOTION REQUESTING CITY CLERK TO COMMUNICATE WITH CORPORATION COUNSEL PERILLO REQUESTING THAT ORDINANCE WITH RESPECT TO AMENDING THE RENT CONTROL ORDINANCE DEALING WITH HARDSHIP INCREASES BE SUBMITTED FORTHWITH TO THE MUNICIPAL COUNCIL, was

made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

7-M-c.

A MOTION URGING THE RESPONSIBLE OFFICIALS OF THE STATE OF NEW JERSEY'S PHARMACEUTICAL ASSISTANCE TO THE AGED PROGRAM TO QUICKLY FACILITATE THE DISTRIBUTION OF STATE-ISSUED IDENTIFICATION CARDS SO THAT THOUSANDS OF SENIOR CITIZENS WHO HAVE APPLIED FOR THEM MAY BUY THEIR MEDICATION BY PRESCRIPTION FOR \$1.00, was made by Temporary President Giuliano, seconded by Councilman Villani and declared adopted by Temporary President Giuliano by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JANUARY 15, 1978, NOMINATING MR. MICHAEL CRUZ, 589 SUMMER AVENUE, NEWARK, NEW JERSEY, AS A COMMISSIONER OF THE NEWARK PARKING AUTHORITY, REPLACING MR. JUAN C. CACERES, FOR A TERM COMMENCING AT TIME OF HIS CONFIRMATION BY THE MUNICIPAL COUNCIL AND EXTENDING THROUGH OCTOBER 20, 1982.

(Copy of communication submitted to each Member of the Council)

(Mr. Cruz met with the Council February 14, 1978)

A motion to confirm the nomination of Mr. Michael Cruz, as a Commissioner of the Newark Parking Authority, replacing Mr. Juan C. Caceres, for a term commencing at time of his confirmation by the Municipal Council and extending through October 20, 1982 was made by Councilman Carrino, seconded by Councilman Martinez.

Temporary President Giuliano: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

Temporary President Giuliano: This nomination is confirmed.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 3, 1978, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF KELLEYS COURT AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES

AND SQUARES, EXTENDING FROM JEFFERSON STREET WESTERLY TO ITS TERMINUS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 3, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON SOUTH ELEVENTH STREET AND NEWARK STREET."

(Deleting: South Eleventh Street, East Side, beginning 248 feet north of the northerly curbline of Springfield Avenue and extending 70 feet northerly therefrom.

Adding: South Eleventh Street, East Side, beginning 248 feet north of the northerly curbline of 18th Avenue and extending 70 feet northerly therefrom.

Newark Street, West Side, beginning 102 feet south of the southerly curbline of New Street and extending 150 feet southerly therefrom. Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 3, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Intersection Clinton Avenue and Lincoln Park

**Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln
Park, 7 A. M. to 5 P. M., School Days)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference February 28, 1978 was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 3, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR ESSEX HEIGHTS URBAN RENEWAL PROJECT, (FIRST STAGE) N.J.R-62. (THIRD AMENDMENT)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 3, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE CENTRAL WARD URBAN RENEWAL PROJECT, N.J.R-32. (FIFTH AMENDMENT)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Temporary President Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 3, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 61 CHADWICK AVENUE, NEWARK, NEW JERSEY, BLOCK 2657, LOT 22, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1)." (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 3, 1978, ENCLOSING PROPOSED "ORDINANCE PERMITTING THE MAINTENANCE AND CONTINUATION OF AN ENCROACHMENT INTO ALEXANDER STREET IN FRONT OF THE PREMISES KNOWN AS 100-102 ALEXANDER STREET, BLOCK 4058, LOTS 6 AND 7, NEWARK, NEW JERSEY, UPON AGREEMENT IN WRITING."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Temporary President Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 3, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC AND CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 3, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 2, SECTIONS 1; 3 (a) (b) (c); 5; 6 (a); 8 (b); 11 (b) (e); 15 (b); 18 (c); 19, 22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(This ordinance pertains to Automobile Parking Lots Open to the General Public)

(Copy of ordinance and correspondence submitted to each Member of the Council)

February 15, 1978

941

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

8-k.

The City Clerk presented Proposed "ORDINANCE TO AMEND R.O. 5:2-11(a), 'RESTRICTIONS,' TITLE 5, AMUSEMENTS AND BUSINESSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (TO EXEMPT CERTAIN LICENSED NON-CONFORMING DEVICES)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani, Temporary President Giuliano.

8-l.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATION BUCK, RECEIVED FEBRUARY 14, 1977, ENCLOSING PROPOSED "ORDINANCE AMENDING ORDINANCE 6-S & F-a, ADOPTED JANUARY 27, 1977, WHICH ORDINANCE CREATED AND CONTINUED THE CENTRAL PLANNING BOARD AND THE BOARD OF ADJUSTMENT, SO AS TO INCREASE APPLICATION FEES AND PROVIDE FREE OF CHARGE ANY TRANSCRIPT NECESSARY FOR APPEAL TO THE MUNICIPAL COUNCIL."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k, on Page 13 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

81-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from January 24, 1978 to February 8, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Parent Teachers Association of Our Lady of Mt. Carmel School	7362 (Amended)
St. Benedict's Church	7401 (Amended)
St. Lucy's Society	7417 (Amended)
Parents Association of St. Lucy School	7465 (Amended)
Parents Association of St. Benedict	7472 (Amended)

Senior Citizen

Dreamland Senior Citizens Tenant Organization #26

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Bronze Shields, Inc.	7540 (Amended)
Rosary Altar Society - Sacred Heart Church of Vailsburg	7565 (Amended)
St. Ann's Roman Catholic Church	7616
Daughters of Penelope-Amphitryon	7617
Holy Name Society - Sacred Heart Church	7618
Holy Name Society - Sacred Heart Church	7619
Church of Our Lady of Good Counsel	7620
St. Benedict's Church	7621
St. Benedict's Church	7622
Ladies Auxiliary to Ironbound Lions	7623

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

ADJOURNMENT.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

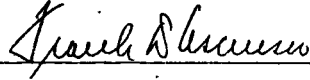
Yes: Councilmen Allen, Bottone, Carrino, James, Martinez, Tucker, Villani,
Temporary President Giuliano.

February 15, 1978

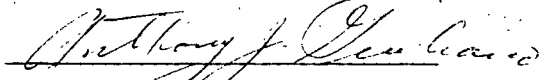
This meeting adjourned at 10:35 P. M.

943

APPROVED:



Frank D'Ascensio
City Clerk



Anthony J. Giuliano
Temporary President



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Newark, New Jersey, February 27, 1978

944

A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:40 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Tucker arrived 1:43 P. M.)

(Councilman James arrived 1:45 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 23, 1978 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated he was in receipt of communication dated February 23, 1978 from Council President Harris calling a Special Meeting of the Municipal Council for Monday, February 27, 1978 at 1:00 P. M., or soon thereafter, for the purpose of introducing the 1978 Municipal Budget, and to consider legislation in connection therewith.

RESOLUTIONS.

7-R-a.

RESOLUTION REQUESTING DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO EXTEND FROM MARCH 21, 1978 TO MARCH 31, 1978, AS THE DATE FOR FINAL FILING OF THE 1978 ADOPTED BUDGET OF THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

7-R-b.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INCLUSION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," INDIRECT CHARGES APPLICABLE TO

945

VARIOUS SERVICES RENDERED BY CITY TO FEDERAL PROGRAMS, \$400,000.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INCLUSION
IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," URBAN AID FUNDS, \$11,152,639.48.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

7-R-d.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INCLUSION
IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," PAYROLL TAXES, \$8,975,000.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

7-R-e.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INCLUSION
IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," PARKING LOTS RECEIPTS TAX,
\$1,500,000.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

7-R-f.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INCLUSION
IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," RENT FROM SURPLUS CITY-OWNED
PROPERTY, \$1,740,000.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

7-R-g.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INCLUSION IN 1978 CITY OF NEWARK BUDGET, NEWARK WATER UTILITY BUDGETS, "MISCELLANEOUS
REVENUE," NEWARK HOUSING AUTHORITY-ARREARS, \$12,000.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

(Councilman Tucker arrived 1:43 P. M.)

7-R-h.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INCLUSION IN 1978 CITY OF NEWARK BUDGET, NEWARK WATER UTILITY, "MISCELLANEOUS REVENUE,"
WATER RENTS, \$1,788,387.10.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
President Harris.

7-R-i.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INCLUSION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", PAYMENT IN LIEU,
\$2,367,739.27.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani,
President Harris.

No: Councilman Martinez.

7-R-j.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INCLUSION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," REVENUE SHARING,
\$50,263.19.

(Copy of resolution submitted to each Member of the Council)

947

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

(Councilman James arrived 1:45 P. M.)

7-R-k.

RESOLUTION INTRODUCING THE LOCAL BUDGET OF THE CITY OF NEWARK FOR THE YEAR 1978, AUTHORIZING ADVERTISING AND ESTABLISHING THE HEARING DATE ON THE BUDGET AND TAX RESOLUTION AS MARCH 27, 1978 AT 1:00 P. M.

(Copy of resolution submitted to each Member of the Council)

The City Clerk read the following:

"The hearing on the budget and tax resolution will be held in the Council Chamber on March 27, 1978 at 1:00 P. M. Explanatory statement is as follows:

Appropriations within 5% "CAPS"

Municipal Purposes under General Appropriations for the year 1978 is \$105,048,401.33

Appropriations excluded from 5% "CAPS"

Municipal Purposes is \$81,240,798.71

Local District School Purposes in the Municipal Budget is \$12,770,250.00

Total General Appropriations excluded from 5% "CAPS" is \$94,011,048.71

Reserve for Uncollected Taxes is \$16,660,000.00

The Total General Appropriations is \$215,719,450.04

Anticipated Revenues are \$163,356,419.88.

Amount to be Raised by Taxes for Support of Municipal Budget is \$49,125,657.04.

The addition to Local District School Tax is \$3,237,373.12

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris made the following statement:

"In order to adopt the 1978 Municipal Budget by April 1, the Council must introduce the fiscal package by March 1. To date, virtually no changes have been made by the Governing Body since the budget was presented to us by Mayor Gibson, January 15.

Certain mandated changes have forced us to slightly alter the figures for

anticipated funds, thus reducing certain expected revenues, including the in-lieu of tax payments on state-owned properties in Newark, railroad taxes and state building and state health aid.

Because of these changes, the budget figures are somewhat different from the fiscal package presented by the Mayor nearly six weeks ago. However, it is impossible to predict what the 1978 budget total and tax rate will be because we do not know what the exact Board of Education and county figures are.

The budget proposed by Mayor Gibson contains only estimates of these figures and county figures, which along with other budgetary projections, will change considerably by the time the final budget is adopted March 27.

During the next four weeks, this Council will continue meeting with department heads in reviewing the proposed budget. I can personally assure you that every division, every office and every department will be carefully scrutinized and all excess fat will be trimmed.

The Mayor proposed a tax rate of \$9.19 per \$100. of assessed valuation. The Council in its examination of the budget will attempt to reduce that figure even more. I can promise further that the tax rate will be decreased without causing any hardship to municipal employees or any reduction in the delivery of municipal services."

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

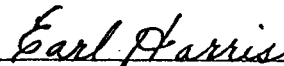
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This Special Meeting adjourned at 1:50 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President



Newark, New Jersey, March 1, 1978

949

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 1:20 P. M.

The audience arose for the National Anthem.

The prayer was offered by City Clerk Frank D'Ascensio.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Thomas McParland, Sergeant-at-Arms.

(Councilman Giuliano arrived 1:21 P. M.)

(Councilman James arrived 1:25 P. M.)

President Harris stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 21, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Harris made the following statement:

"I would like to state that this is the first public meeting where there is a picture of a former City Clerk exhibited in this Chamber. On my left is a picture of the late, former City Clerk Harry S. Reichenstein, who served the City with distinction for a tremendous amount of years. This sets a precedent, in view of the fact that this is City's Council Chamber and to my knowledge, this is the first time that we have the distinction of having a City Clerk's picture displayed here.

I certainly hope that in the future years there will be displayed in this Chamber the pictures of the members of this body who have served the citizens of this City and I say that without hesitation in view of the fact that this is the City's Council Chambers.

Mr. Reichenstein, the late Harry S. Reichenstein, is known as the author of the existing law that we operate the City under, the Charter, and he served America with great distinction and is looked upon as the "Mr. City Clerk" of America. Other

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City Clerks around this country at various times, when they sought information they wanted from an expert and they wanted it from a competent individual, called Newark City Hall, and I had to make mention of that fact before we started this meeting.

It is a great privilege to have Mr. Reichenstein's picture displayed here in view of the fact that he is no longer with us, and the Municipal Council of the City of Newark unanimously moves that a copy of these remarks be forwarded to Mrs. Harry S. Reichenstein.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JANUARY, 1978.

A motion to approve the Report of Contracts Awarded was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF CITY OF NEWARK, HELD NOVEMBER 16, 1977.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD NOVEMBER 16, 1977.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF EMERGENCY MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD DECEMBER 12, 1977.

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A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD DECEMBER 21, 1977.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK HELD DECEMBER 27, 1977.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD DECEMBER 27, 1977.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JANUARY 18, 1978.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

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4-i.

The City Clerk presented COPY OF QUARTERLY REPORT FOR NEWARK CETA TITLE I, II AND VI GRANTS FOR THE QUARTER ENDED DECEMBER 31, 1977, SUBMITTED BY HARRY L. WHEELER, DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING NEGATIVE REPORT OF PROPERTY ACQUISITIONS FOR PERIOD ENDING JANUARY 6, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-123, FOR PERIOD ENDING JANUARY 13, 1978; AND A NEGATIVE REPORT OF PROPERTY ACQUISITIONS FOR PERIOD ENDING JANUARY 20, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT CDA-N FOR PERIOD ENDING JANUARY 27, 1978; AND A NEGATIVE REPORT OF PROPERTY DEMOLITIONS FOR PERIOD ENDING JANUARY 6, 1978; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS R-6, R-32 FOR PERIOD ENDING JANUARY 13, 1978; AND A NEGATIVE REPORT OF PROPERTY DEMOLITIONS FOR PERIOD ENDING JANUARY 20, 1978; AND A NEGATIVE REPORT OF PROPERTY DEMOLITIONS FOR PERIOD ENDING JANUARY 27, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

4-k.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO DECEMBER, 1977.

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCSE OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Adding various streets prohibiting Right Turn on Red)

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(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Elizabeth Avenue and Lyons Avenue

Right Turn Prohibition - All Right Turns 7 A. M. to 5 P. M.

School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering, was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HAMPTON STREET AND MILTON STREET AS ONE-WAY STREETS.

(Hampton Street, westbound, from Boston Street to Wickliffe Street

Milton Street, eastbound, from Boston Street to Wickliffe Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by

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the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 15, 1978.

6-F-d.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF KELLEYS COURT AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM JEFFERSON STREET WESTERLY TO ITS TERMINUS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 15, 1978.

(Councilman James arrived 1:25 P. M.)

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON SOUTH ELEVENTH STREET AND NEWARK STREET.

(Deleting: South Eleventh Street, East Side, beginning 248 feet north of the northerly curblin of Springfield Avenue and extending 70 feet northerly therefrom.

Adding: South Eleventh Street, East Side, beginning 248 feet north of the northerly curblin of 18th Avenue and extending 70 feet northerly therefrom.

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Newark Street, West Side, beginning 102 feet south of the southerly
curbline of New Street and extending 150 feet southerly
therefrom, Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker,
seconded by Councilman Martinez and declared adopted by President Harris by the follow-
ing votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance
is declared adopted on first reading and the City Clerk is hereby authorized and directed
to advertise said ordinance and give public notice of its introduction and passage on
first reading as provided by law. This ordinance will come up for a public hearing and
be considered for further action on March 15, 1978.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23-3-5, NO TURN ON RED, OF
TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW
JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on

Lincoln Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering

A motion to defer action on this ordinance awaiting approval of Department of
Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded
by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE APPROVING THE URBAN RENEWAL PLAN AND THE
FEASIBILITY OF RELOCATION FOR THE ESSEX HEIGHTS URBAN RENEWAL PROJECT (FIRST STAGE)
N.J.R-62 (3RD AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Tucker,
seconded by Councilman Allen and declared adopted by President Harris by the following
votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 15, 1978.

6-F-h.

The City Clerk read AN ORDINANCE APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE CENTRAL WARD URBAN RENEWAL PROJECT, N.J.R-32 (5TH AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 15, 1978.

6-F-i.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 61 CHADWICK AVENUE, NEWARK, NEW JERSEY, BLOCK 2657, LOT 22, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on

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first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 15, 1978.

6-F-j.

The City Clerk read AN ORDINANCE PERMITTING THE MAINTENANCE AND CONTINUATION OF AN ENROACHMENT INTO ALEXANDER STREET IN FRONT OF THE PREMISES KNOWN AS 100-102 ALEXANDER STREET, BLOCK 4058, LOT 6 AND 7, NEWARK, NEW JERSEY, UPON AGREEMENT IN WRITING.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 15, 1978.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-l.

The City Clerk read AN ORDINANCE TO AMEND R. O. 5:2-11 (a), "RESTRICTIONS," TITLE 5, AMUSEMENTS AND BUSINESSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (TO EXEMPT CERTAIN LICENSED, NON-CONFORMING DEVICES).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris,

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seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 15, 1978.

A motion to consider Item 8-i under Ordinances for First Reading was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/6-F-m.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-g) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION OF RECEPTIONIST, KOT, AND INCREASE THE NUMBER OF LEGAL ASSISTANTS).

(Receptionist, KOT	1978	\$ 7,412. - \$ 9,010.
Legal Assistant (4)	1978	14,840. - 18,038.
Legal Assistant (3)	1978	21,925. - 25,650.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 15, 1978.

A motion to consider Item 8-m under Ordinances for First Reading was made by

Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This ordinance pertains to landlord hardships)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 15, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON HAWTHORNE AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Hawthorne Avenue

North side, from the westerly curblin of Irvine Turner Boulevard and extending 80 feet westerly therefrom, 3 P. M. to 12 A. M.,

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Monday through Friday.

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Fh, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-2, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING RESTRICTIONS ON SOUTH ORANGE AVENUE AND JAMES STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

South Orange Avenue,
North side, from South 12th Street to South 18th Street;
north side, from Speedway Avenue to Maybaum Avenue.

James Street,
South side, from Washington Street to Nesbitt Street.

And by adding thereto:

South Orange Avenue,
North side, from Speedway Avenue to Maybaum Avenue.

James Street,
North side, from Washington Street to High Street; south side from Burnett Street to Nesbitt Street.

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Section 2. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

James Street,

North side, from Burnett Street to High Street, from 9:30 a.m. to 4:00 p.m., except Saturdays and Sundays.

Section 3. A copy of this ordinance shall be forwarded to the Essex County Board of Chosen Freeholders for their review and concurrence.

Section 4. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 9 (A) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, (1966) ENTITLED "RENT CONTROL BOARD. (A) MEMBERSHIP."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Title 15, Chapter 9B, Section 9 (A) of the Revised Ordinances of the City of Newark, New Jersey, (1966) entitled "Rent Control Board. (A) Membership", is hereby amended to read as follows:

"(a) Membership: There is hereby created a rent control board within the office of the mayor of the city of Newark. Said board shall consist of five (5) members appointed by the mayor and approved by the council. Its composition shall be two (2) tenants, two (2) landlords, and a fifth member who is a homeowner and neither a tenant nor a landlord.

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The term shall be for a period of two (2) years each, except that one tenant and one landlord appointed to the board after initial passage of this act [chapter] shall serve for a term of one year. Successive terms, however, shall be for two years. Board members shall serve for a maximum of two (2) consecutive terms. The board members must reside in the city of Newark and be compensated for their services."

2. This ordinance shall take effect upon final passage and adoption, and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE REVISING PRESENT FIRE PREVENTION ORDINANCE BY ADOPTING THE B.O.C.A. FIRE PREVENTION CODE.

WHEREAS, the City of Newark is desirous of revising its ordinances consistent with the State Uniform Construction Code Act under Chapter 217, Laws of 1975, and;

WHEREAS, the Municipal Council of the City of Newark has adopted Resolution 7RBN on November 15, 1976 indicating the City's desire to comply with the Uniform Construction Code, and;

WHEREAS, Title 11A of the Revised Ordinances are in need of amendment to be consistent with the State Uniform Construction Code Act.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, OF THE STATE OF NEW JERSEY, THAT:

11A:1-1 Former code repealed.

The existing provisions of Title 11, Fire Prevention Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, are hereby repealed.

11A:1-2 Adoption by reference of fire prevention code recommended by the Building Officials and Code Administrators International, Incorporated (BOCA).

There is hereby adopted by the City of Newark, New Jersey for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code, recommended by the Building and Code Administrators International, Inc. (BOCA) being particularly the 1975 edition and amendments thereto, of which code not less than 10 copies have been and now are filed in the Office of the City Clerk of the City of Newark, New Jersey and in the Bureau of Fire Prevention charged with the enforcement of said Ordinance pursuant to R.S. 40:69A-181, the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this Ordinance (Chapter) shall take effect, the provisions thereof shall be controlling within the limits of the City of Newark, New Jersey.

11A:1-3 Modifications.

The Director of the fire department (or his designee) shall have power to modify any of the provisions of the Fire Prevention Code upon application in writing by the owner or lessee, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. The particulars of such modifications when granted or allowed and the decision of the Director of the fire department thereon shall be entered upon the records of the department and a signed copy shall be furnished the applicant.

11A:1-4 New materials, processes or occupancies which may require permits.

The Deputy Chief of the Bureau of Fire Prevention shall post such list in a conspicuous place in his office, and distribute copies thereof, to interested persons.

11A:1-5 Penalties

(a) Except as otherwise provided in this Fire Prevention Code or by state law, any person violating any of the provisions of this code or provisions of any permit issued in conformity herewith, shall upon conviction be punishable by a fine of not more than \$25.00 for each offense and a fine of not more than \$100.00 for subsequent violations.

(b) Any persons owning or occupying any premises within the City who shall continue to permit a violation of any of the provisions of the Fire Prevention Code, after written notice thereof, shall be liable in a civil action for the payment of all costs and expenses of the fire department incurred in and about the use of apparatus and materials in the extinguishment of fire resulting from such neglect or violation. The amount of such costs and expenses shall be properly

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determined and fixed by the director. When collected, such sums shall be paid into the general fund of the City.

11A:1-6 Causing fires; penalty.

(a) It shall be unlawful for any person to cause a fire within the City in any hotel, motel, rooming house, lodging house, tenement house, convalescent home, hospital, child care facility, or similar place of abode, by any means whatsoever, through carelessness, neglect or negligence, or set fire to, or cause the burning of any bedding, furniture, rug, curtain, drape, or other household furnishings or fitting or any other part of said building or premises in such a manner as to endanger the safety of any person or property.

(b) Any person who violates this section shall, upon conviction, be fined not more than \$500.00 or be imprisoned for not more than 90 days, or be punished by both such fine and imprisonment.

11A:1-7 Repeal of conflicting ordinances.

All former ordinances or parts thereof, conflicting or inconsistent with the provisions of this Ordinance (Title) or of the code hereby adopted are hereby repealed.

11A:1-8 Permits; permit fees.

(a) All permits expire ONE YEAR from date of issue (unless otherwise stated). Permits are non-transferable, and any change in use or occupancy shall require a new permit.

(b) Permits required but not listed under the schedule of fees are subject to a fee of a minimum of \$5.00 up to maximum of \$100.00 depending upon size, number of units, or nature of permit.

(c) Schedule of fees:

1. Acids.

1 to 5 carboys.....	\$ 5.00
6 to 10 carboys.....	\$15.00
Over 10 carboys.....	\$25.00

Bulk storage in tanks.

1 to 1,000 gal. capacity.....	\$ 5.00
1,001 to 5,000 gal. capacity.....	\$10.00
5,001 to 10,000 gal. capacity.....	\$25.00
Over 10,000 gal. capacity.....	\$50.00

(Picric acid not allowed except by special permission of the Chief of the Bureau of Fire Prevention.)

2. Airplane hangars and heliports.

(Including storage of combustibles on premises).....\$10.00

3. Ammunition and powder.

Shells (small arms).....	\$ 5.00
Powder (250 lb. maximum).....	\$ 5.00

4. Automobile service stations.
(Including storage of combustibles on premises).....\$15.00
5. Auto fire rebuilding plants.....\$25.00
6. Auto wrecking and junk yards, etc.....\$25.00
7. Blasting.
(Including 50 lb. of dynamite: 100 blasting caps).....\$25.00
8. Bowling establishments.
(Including storage of combustible on premises).....\$10.00
9. Bulk oil terminals and stations.
Gasoline, diesel oil, fuel oils, etc.
1 to 25,000 gal. capacity.....\$25.00
25,001 to 100,000 gal. capacity.....\$50.00
100,001 to 500,000 gal. capacity.....\$75.00
Over 500,000 gal. capacity.....100.00
10. Calcium carbide.
1 to 1,000 lbs.....\$10.00
Over 1,000 lbs.....\$50.00
11. Combustible fibers.....\$25.00
12. Combustible and compressed gases.
(Liquid or compressed gases)
For use.....\$ 5.00
To store for resale.....\$15.00
To manufacture.....\$50.00
13. Combustible or flammable liquids, solvents, etc.
1 to 5,000 gal.....\$ 5.00
5,001 to 10,000 gal.....\$10.00
10,001 to 50,000 gal.....\$20.00
50,001 to 100,000 gal.....\$30.00
Over 100,000 gal.....\$50.00
14. Drug and Chemical Establishments.
(Including storage of combustibles on premises)
Drug stores (retail).....\$ 5.00
Drug and chemical supply warehouse.....\$25.00
Drug and chemical manufacture.....\$50.00
15. Dry Cleaning.
(Including storage of combustibles on premises)
Hat and tie cleaners or similar stores.....\$ 5.00
Dry cleaning establishment.....\$10.00
16. Dust explosion materials.
(All dust-producing or dust-agitating machinery).....\$10.00

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17. Fats and oils (edible).
 - Storage and use.....\$ 5.00
 - Manufacture, processing and refining.....\$25.00
18. Film exchange.....\$50.00
19. Fireworks (for each display).....\$25.00
20. Flammable finish materials.
 - (Including spraying or dipping operations).....\$ 5.00
21. Fruit ripening gases.....\$25.00
22. Fuel oil burners (installation of each burner).....\$ 3.00
23. Fumigation and insecticide fogging.....\$ 5.00
24. Garages.
 - Public garage--repair, storage or display.
 - Commercial garage---
 - Group garage 5 to 10 cars or trucks.....\$ 5.00
 - Capacity-11 to 25 cars or trucks.....\$15.00
 - Capacity-26 to 50 cars or trucks.....\$30.00
 - Capacity-Over 50 cars or trucks.....\$50.00
25. Kerosene (for resale)
 - For each 60 gals. or part thereof.....\$ 1.00
26. Lumber yards and woodworking plants.
 - Over 100,000 board feet\$10.00
27. Magnesium or other hazardous metals.
 - Over 10 lbs. per working day.....\$10.00
28. Matches.
 - Wholesale.....\$ 5.00
 - Manufacture.....\$25.00
29. Motion picture operators.
 - License.....\$10.00
 - Examination.....\$10.00
30. Motorcycles.
 - Repair or storage.....\$10.00
31. Oil drums.
 - Fuel oil for heating purposes (not for resale)
 - 6 gals. to 60 gals.....\$ 1.00
32. Organic coatings.
 - Paint stores or other stores handling oils, paints, lacquers or varnishes.
 - 1 to 1,000 gals.....\$ 5.00
 - 1,001 to 5,000 gals.....\$15.00
 - Over 5,000 gals.....\$30.00

33. Ovens and furnaces (industrial).
(Plans must accompany application).....\$10.00
34. Parking stations and automobile sales sites
(open air).

Capacity 1 to 25 cars or trucks.....\$ 5.00
Capacity 26 to 50 cars or trucks.....\$15.00
Capacity over 50 cars or trucks.....\$25.00
35. Places of assembly (except for religious
worship).....\$10.00
36. Petroleum, tar, oils, etc.
(to refine and destill).....\$30.00
37. Pipe lines (for combustible liquids
or gases).....\$25.00
38. Portable oil tanks
(maximum capacity 60 gals.).....\$ 5.00
39. Permit for open burning (controlled).....\$10.00
40. Pumps (for gasoline and other combustible
liquids).

Installation of each pump.....\$ 5.00
Double pump.....\$10.00
41. Pyroxylyn plastics, nitrocellulose products,
flammable film, etc.

Use, manufacture, sale, storage, or trans-
portation.

1 to 100 lbs.....\$ 5.00
101 to 2,000 lbs.....\$20.00
2,001 to 10,000 lbs.....\$30.00
Over 10,000 lbs.....\$50.00
42. Tank installation.

For combustible liquids, acids, etc.

1 to 1,000 gal. capacity.....\$ 5.00
1,001 to 5,000 gal. capacity.....\$10.00
5,001 to 25,000 gal. capacity.....\$20.00
25,001 to 250,000 gal. capacity.....\$30.00
Over 250,000 gal. capacity.....\$60.00
43. Tank trucks and trailers.

Transportation and delivery of combustible
liquids and gases.....\$ 2.00
44. Tents (in excess of 120 square feet).....\$ 5.00
45. Theaters.

(Using flammable or combustible
film, etc.).....\$ 5.00
46. Vulcanizing.

(Including combustibles used for such
operations).....\$ 5.00
47. Welding and cutting.

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Including compressed gases used for such
operations.....\$ 5.00
Five or more tanks.....\$10.00

48. Duplicate copy of fire report.....\$ 5.00

49. Written verification of fire.

(For tax purposes, etc.).....\$ 1.00

50. To install, maintain and use a fixed kerosene
or other fuel oil burning stove, heater or
appliance for cooking or heating.....\$ 5.00

11A;1-9 Severability.

The City hereby declares that should any section,
paragraph, sentence, or word of this Ordinance
(Title) or of the Code hereby adopted be declared
for any reason to be invalid, it is the intent of
the City that it would have passed all other por-
tions of this Ordinance (Title) independent of the
elimination herefrom of any such portion as may be
declared invalid.

11A; 1-10 Effective Date.

This ordinance shall take effect upon final passage
and publication and in accordance with the laws of
the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to
approach the rail, give his name and address and be heard.

No one appearing, a motion to adopt the ordinance on second reading and final
passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared
adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

President Harris: The yeses the nine and the noes are none. This ordinance
having been read on two separate days and having achieved the vote required by the
statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor
for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, adver-
tised in accordance with law and a hearing date set. It is now before you for public
hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT
POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-h)
ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY
RANGE FOR CLERK DRIVER).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That Section 2 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor, (6S&FH) adopted May 4, 1977, as amended and supplemented, hereby established as setforth opposite the respective title of such position, the title code and the annual minimum and maximum salary for such position therefor, to wit:

<u>POSITION</u>	<u>SALARY</u>
Clerk Driver (40 hrs.) 122901	During First Year of service at a rate of \$4.31 per hour During Second Year of service at a rate of \$4.66 per hour During Third Year of service at a rate of \$5.08 per hour

Section 2. All prior ordinance or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove setforth are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION AND SALARY FOR DIRECTOR, DEPARTMENT OF FIRE).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire, and establishing salaries therefor", (GS&FL) adopted May 4, 1977 and amendments thereto, be amended to create the position and salary for Director, Department of Fire, as follows, to wit:

POSITION

Director, Department of Fire 353010

ANNUAL SALARY

The annual salary shall be equal to the total annual compensation paid to Fire Chief, plus 6% of the total annual compensation paid to the Fire Chief. Total compensation shall be defined to include the annual salary, holiday allowance and longevity to be defined as 10% of the Fire Chief's annual salary.

Section 2. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey and shall be effective January 1, 1978.

Councilman Carrino stated that he feels the Directors of Police and Fire should have a set salary established and was opposed to the present formula method being utilized.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, stated he was in agreement with positions taken by Councilmen Carrino and James and felt the formula method was not in conformity with good business practice.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

No: Councilman James.

Not Voting: Councilman Carrino.

President Harris: The yeses are seven, the noes are one and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION AND SALARY RANGE FOR DIRECTOR, DEPARTMENT OF POLICE).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Police, and establishing salaries therefor", (6S&FK) adopted May 4, 1977 and amendments thereto, be amended to create the position and salary for Director, Department of Police, as follows, to wit:

POSITION

Director, Department of Police 342020

ANNUAL SALARY

The annual salary shall be equal to the total annual compensation paid to Police Chief, plus 6% of the total annual compensation paid to the Police Chief. Total compensation shall be defined to include the annual salary, holiday allowance and longevity to be defined as 10% of the Police Chief's annual salary.

Section 2. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey and shall be effective January 1, 1978.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be he heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

No: Councilman James.

Not Voting: Councilman Carrino.

President Harris: The yeses are seven, the noes are one and one not voting.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE AMENDING ORDINANCE 6-S & F-a, ADOPTED JANUARY 27, 1977, WHICH
ORDINANCE CREATED AND CONTINUED THE CENTRAL PLANNING BOARD OF ADJUSTMENT, SO AS TO
INCREASE APPLICATION FEES AND PROVIDE FREE OF CHARGE ANY TRANSCRIPT NECESSARY FOR APPEAL
TO THE MUNICIPAL COUNCIL.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 11, Fees, of Article III of Ordinance 6S & FA, adopted January 27, 1977, which Ordinance created and continued the Central Planning Board and the Board of Adjustment, be amended to read as follows:

Section 11. Fees. The following fees shall be charged for services of the boards or their administrative staffs and for copies of documents:

- a. review of applications:
 - i. minor subdivision 50.00
 - ii. major subdivision 150.00
 - iii. site plan 150.00
 - iv. planned development, under 10 acres 150.00
 - v. planned development, over 10 acres 200.00
 - vi. conditional use 150.00
 - vii. zoning variance 150.00
- b. copies of documents:
 - i. rules and regulations of each board. 1.00
 - ii. minutes of regular and special meetings of the board. 2.50
 - iii. decision of board. 1.00
 - iv. decision of the municipal council. 1.00
- c. certified list of names and addresses of owners of property located within 200' of property which is the subject of a hearing. 10.00
- d. certificate certifying approval of a subdivision application. 3.00

In addition, an applicant shall pay any and all costs of the publication of notice of a hearing on an application before the central planning board or the board of adjustment and for a verbatim recording of the proceedings. Any interested party who requests a transcript or duplicate recording of proceedings before a board shall pay the cost thereof except that the board of adjustment shall provide free of charge to any property owner or tenant within 200 feet in all directions of the property which is the subject of such proceedings any tran-

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script necessary for appeal to the municipal council pursuant to C.40:50D-17 of decisions by the board of adjustment granting a variance pursuant to the provisions of C.40:55D-70(d).

Section 2. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MR. JOHN D. BROWN, 159 JAMES STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on behalf of taxi drivers indicating a concern not only with the chaotic situation within the taxi industry but alarm about the fact that they are losing great number of taxi drivers. The speaker also spoke about about the concern of taxi drivers with respect to bullet proof partitions. He also complained about out-of-town taxis "hacking" within the City of Newark.

Councilman Carrino noted the Council approved a Taxi Commission in order that taxi drivers and other elements interested in the taxi industry could voice their complaints for the entire industry. He questioned what the Taxi Commission has been doing about problems raised by the speaker.

The speaker responded the Taxicab Commissioner is opposed to the increase of rates. He pointed out the Taxi Commission is doing their job and when they propose legislation it is not forwarded to the Council for their consideration.

Councilman Tucker noted the Taxi Commission would make recommendations but they were not submitted to the Council for their consideration. He noted a Committee meeting was held last week and the Business Administration is to meet with the representatives. He felt the Business Administrator's representative at this meeting should report the concern of the speaker to the Business Administrator.

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Councilman Giuliano stated although there are Investigators assigned to the Taxicab Division the Police Department should also take action with respect to out-of-town drivers.

President Harris suggested the City Clerk communicate with the Police Director to the effect that Council expects the Newark Police Department to enforce the law with respect to taxicabs not licensed by the City of Newark who are picking up passengers within the City limits.

6-HC-b.

MR. PERCY W. DUNN, 86 WILLOWDALE AVENUE, MONTCLAIR, NEW JERSEY, addressed the Municipal Council requesting consideration for group riding in taxis during snow emergencies and hurricanes permitting a charge of full fare for each person. He also felt a bullet proof partition should be optional as it could interfere with air-conditioning in the summer months.

President Harris stated he has been a strong advocate of bullet proof partitions in taxicabs and it is incumbent upon the Council to entertain such proposal when they are made by the Taxicab Commission.

A motion to permit Mr. Louis Smith, to be heard under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-c.

MR. LOUIS SMITH, 100 CLINTON AVENUE, NEWARK, NEW JERSEY, PRESIDENT OF NEWARK TAXI DRIVERS ASSOCIATION, addressed the Municipal Council with respect to taxicab matters. He urged consideration for an increase in taxicab rates and felt urgent action should be taken to permit a rate increase for the taxicabs.

Councilman Tucker noted the Council Committee met about two weeks ago at which time the points raised by the speaker were turned over to the Taxicab Commission. He understood the Taxi Commission made certain recommendations but these never reached the Council for consideration. The Business Administrator was charged with the responsibility to meet with Mr. Wilson, Chairman of the Taxicab Commission to discuss the points raised during this Committee meeting. He felt it was the Business Administrator's responsibility to forward such recommendations to the Council.

Councilman Tucker requested Harold Edwards, representing the Business Administrator to inform the Council what point they are at.

Mr. Edwards noted the points discussed at the February 4, 1978 meeting were brought to the Business Administrator's attention and of the points raised he has information on one of them. Changes are being made in the Powers of the Director and he

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believes more power will be given to the Taxicab Commission. Once the changes are made they will be presented to the Council. The other points raised by the speaker will be discussed at a special meeting to be held March 2, 1978, at 6:30 P. M.

Councilman Tucker stated he is concerned that the Business Administrator communicate his decisions to the Council. He trusted by the next pre-meeting conference the Municipal Council will be updated on the points which will be resolved. He noted the Taxi Commission approved a rate increase in September and submitted this to the Business Administrator. As of this date, Council has not yet received any recommendations from the Business Administrator.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION DISMISSING THE APPEAL OF THE MUNICIPAL COUNCIL FROM A DECISION OF THE BOARD OF ADJUSTMENT, GRANTING A VARIANCE TO CHASE CHEMICAL COMPANY. (229-235 OLIVER STREET).

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck met with the Council February 14, 1978)

A motion to defer action on this resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION APPROVING APPLICATION OF NEWARK HOUSING AUTHORITY TO SECRETARY OF HOUSING AND URBAN DEVELOPMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$15,000. FOR SURVEYS AND PLANNING IN CONNECTION WITH LOW RENT HOUSING PROJECTS IN THE NORTH BROAD STREET AREA ON THE SITES SOLICITED FROM DEVELOPERS NOT TO EXCEED APPROXIMATELY 75 DWELLING UNITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c. RESOLUTION APPROVING APPLICATION OF NEWARK HOUSING AUTHORITY TO SECRETARY OF HOUSING AND URBAN DEVELOPMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$15,000.

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FOR SURVEYS AND PLANNING IN CONNECTION WITH LOW-RENT HOUSING PROJECTS IN THE NORTH BROAD STREET AREA ON SITES SELECTED BY THE HOUSING AUTHORITY NOT TO EXCEED APPROXIMATELY 75 DWELLING UNITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION APPROVING APPLICATION OF NEWARK HOUSING AUTHORITY TO SECRETARY OF HOUSING AND URBAN DEVELOPMENT FOR A PRELIMINARY LOAN IN AN AMOUNT NOT TO EXCEED \$20,000. FOR SURVEYS AND PLANNING IN CONNECTION WITH LOW-RENT HOUSING PROJECTS IN THE NORTH BROAD STREET AREA NOT TO EXCEED APPROXIMATELY 100 DWELLING UNITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$385,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, SALARIES AND WAGES, OTHER PAY, OVERTIME-\$160,000., OTHER EXPENSES, PROFESSIONAL CONSULTANT SERVICES-\$200,000., POLICE DEPARTMENT, SALARIES AND WAGES, OTHER PAY, OVERTIME-\$25,000.; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e-1.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$535,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, SALARIES AND WAGES, OTHER PAY, OVERTIME-\$185,000., PROFESSIONAL CONSULTANT SERVICES-\$275,000., POLICE DEPARTMENT, SALARIES AND WAGES, OTHER PAY, OVERTIME-\$55,000., FIRE DEPARTMENT, SALARIES AND WAGES, OTHER PAY, OVERTIME-\$20,000.; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

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Councilman Carrino requested the Council be supplied a detailed breakdown of all overtime and professional consultant services which make up this request. This should be broken down by department and division and should include the names of all City personnel covered by this resolution including the dates and number of hours worked, and the total dollar amount to be paid each employee for emergency snow removal overtime during February 6, 7, 8, 1978; further the Governing Body would like the names of all private contractors who furnished equipment and/or manpower including the cost, type and amount of equipment utilized by the City.

Councilman Carrino suggested this report be submitted prior to the next pre-meeting conference meeting.

Councilman Tucker suggested that the Municipal Officers responsible for this request be present at the pre-meeting conference to discuss this matter in detail.

A motion to defer action on this resolution and direct the City Clerk to invite Business Administrator Buck, Budget Officer Banker, Police Director Williams, Fire Director Caufield and Director of Public Works Friscia to meet with the Council at their pre-meeting conference March 14, 1978 was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING, ON BEHALF OF CITY OF NEWARK TO EXECUTE CONTRACT WITH NEWARK RECYCLING, INCORPORATED, HIGHEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS "COLLECTION OF RECYCLABLE RESOURCES" (CONTRACT #77-32) FOR A TERM NOT TO EXCEED FIVE YEARS; WITH THE CONTRACTOR COLLECTING CURB-SEPARATED NEWSPAPER AND ESTABLISHING APPROPRIATE PROGRAMS TO RECOVER AND RECYCLE THE OTHER ALTERNATIVES: ALUMINUM, GLASS, FERROUS METALS, AND OFFICE PAPER FROM NEWARK'S MUNICIPAL SOLID WASTE STREAM AND WOOD FROM CITY TREE TRIMMING PROGRAMS; CITY OF NEWARK RESERVES RIGHT, UPON SIXTY (60) DAYS NOTICE TO UNILATERALLY TERMINATE THE CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

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7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT THE SUM OF \$2,800.,

IN SETTLEMENT OF CLAIM OF CITY OF NEWARK AGAINST SISTO CORTES, DEWEY'S GARAGE AND MAXIMO RIVERA FOR DAMAGED TRAFFIC SIGNAL LOCATED AT CHESTNUT STREET AND MC CARTER HIGHWAY AS RESULT OF COLLISION INVOLVING VEHICLE OWNED BY SISTO CORTES AND VEHICLE OWNED BY DEWEY'S GARAGE, OPERATED BY ITS EMPLOYEE, MAXIMO RIVERA. (SUIT INSTITUTED AGAINST DEWEY'S GARAGE, MAXIMO RIVERA AND SISTO CORTES TO COLLECT DAMAGES FOR CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING MAYOR AND MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT

WITH SAMUEL KLEIN AND COMPANY, WHO WILL AUDIT NEWARK PROGRAM DESIGNATED COMPREHENSIVE PLANNING ASSISTANCE GRANTS, FOR AMOUNT NOT TO EXCEED \$5,290.; TO BE PAID FROM MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a).)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY FIVE DOLLARS (\$25.)

TO MS. LORETTA SYMKA FOR A RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION REAPPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1978.

(DERRICK HOLLAWAY AND ROBERT A. KOONTZ).

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION ACCEPTING A BID OF \$2,100. PER YEAR, PLUS TAXES, FROM ANTHONY PATIRE,
FOR THE LEASE OF A GARAGE AND ONE ACRE COMPRISING A PORTION OF BLOCK 567, LOT 19 ON THE
TAX MAPS OF THE TOWNSHIP OF WEST MILFORD AND AUTHORIZING THE NEWARK WATERSHED
CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-l.

RESOLUTION ACCEPTING A BID OF \$450. PER MONTH, PLUS TAXES FROM HARRY VAN
LUVANDER FOR THE LEASE OF A STRUCTURE AND ONE ACRE COMPRISING A PORTION OF BLOCK 576,
LOT 1 ON THE TAX MAPS OF THE TOWNSHIP OF JEFFERSON AND AUTHORIZING THE NEWARK WATERSHED
CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND FORTY DOLLARS (\$40.00)
TO MR. IRVING LINARES FOR DANCE HALL LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Villnai and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-n.

RESOLUTION REFUNDING SUM OF \$3,100. TO JOHN CARUSO, THE SAME BEING CONSIDERATION
PAID TO CITY OF NEWARK FOR TRANSFER OF 118 HIGHLAND AVENUE, BLOCK 540, LOT 79. (CITY OF
NEWARK ERRONEOUSLY SOLD SAID PROPERTY TO WHICH CITY DID NOT HOLD TITLE).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

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7-R-o.

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RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 743-745 SUMMER AVENUE, BLOCK 775, LOT 8, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

The City Clerk was directed to request Real Estate Officer Milano to inform the prospective purchaser that a variance will be required in order for the prospective purchaser to effectuate his proposal.

7-R-p.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION OF 770 SQUARE FEET OF FLOOR SPACE OF CITY-OWNED PROPERTY AT 605 BROAD STREET, SUITE 1003, BLOCK 18, LOTS 27, 28, 77 FOR A 1 YEAR PERIOD AT A MINIMAL RENTAL OF THREE THOUSAND FOUR HUNDRED SIXTY FIVE DOLLARS (\$3,465.00) PER YEAR PURSUANT TO N.J.S.A. 40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JIACOMO ADESSA, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM APRIL 1, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$10,237.50. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE, UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH FRANK GRADONE, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF

HEALTH FROM APRIL 1, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$945. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE, UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH HARRY TAFF, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM APRIL 1, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$10,237.50. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE, UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH AARON FINKELSTEIN, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM APRIL 1, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$8,190. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE, UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION RATIFYING CONTRACT WITH PHILIP EISENSTAT, O.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD FEBRUARY 8, 1978 TO MARCH 1, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH PHILIP EISENSTAT, O.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM MARCH 2, 1978 TO MARCH 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT

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IS \$1,102.50. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE, UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

In the absence of President Harris, Councilman Tucker moved and Councilman Allen seconded the motion to nominate Councilman Sharpe James as Temporary President.

The motion was adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani.

Not Voting: Councilman James.

7-R-v.

RESOLUTION RATIFYING CONTRACT WITH HARRY TAFF, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD JANUARY 1, 1978 TO MARCH 1, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH HARRY TAFF, M.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FROM MARCH 2, 1978 TO MARCH 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$3,412.50. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A PROFESSIONAL SERVICE, UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AMENDING RESOLUTION 7-R-bv, SEPTEMBER 21, 1977, BY INSERTING AT END OF PROVISION 2 THE FOLLOWING CLAUSE "TITLE I EXCEPT THAT THE SOURCE OF FUNDS FOR 50 OUT-OF-SCHOOL PARTICIPANTS (AND ASSOCIATED COSTS) FOR THE PERIOD JANUARY 1, 1978 THROUGH MARCH 31, 1978 IS YETP (CETA TITLE III-C, SUBPART 3)"; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO AMENDATORY CONTRACT TO ASSURE THAT SEPARATE ACCOUNTS ARE KEPT FOR THE TWO SOURCES OF FUNDING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-x.

RESOLUTION AUTHORIZING MAYOR TO FILE PRE-APPLICATION FOR FEDERAL ASSISTANCE TO OPERATE A SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH IN 1978 WITH UNITED STATES DEPARTMENT OF LABOR - EMPLOYMENT AND TRAINING ADMINISTRATION. (PROPOSED FUNDING \$6,000,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-y.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED EXHIBIT "A", TOTALLING \$296,230. BEING THE HIGHEST BIDS. (THE BETTER WAY AUCTION).

(Copy of resolution and correspondence submitted to each Member of the Council)

Temporary President James said he has a copy of a check from Mr. Roy Williams in the amount of \$5,450.27 who indicated to President Harris that he requested property he owned at 233-37 Meeker Avenue be deleted from the sale of City property sold by auction. He questioned Acting Tax Collector Joseph as to whether a check had been submitted and whether this property could be deleted from the sale of property.

Acting Tax Collector Joseph replied the Council has the right to reject or approve properties recommended for acceptance from the recent sale of City-owned property. With respect to this property which was previously foreclosed September 30, 1977 against the previous owner, Mr. Roy Williams, at that time there was a 90 day period during which time he could regain title of property. After the auction sale on February 24, 1978, there was an attempt to regain title through a consent order to vacate which was erroneously accepted by one of his Assistants the Thursday before the auction sale. They had every right to proceed with the auction as it was. He felt the Council could still reject a bid that was consummated at the auction sale.

Temporary President James said he understood from his remarks that the Council could void the bid and have it reverted to the owner. He felt the Council should be guided by some legal direction as to whether we can give the property back to the original

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owner who came in after the 90 days and made payment or is the Council obligated to go ahead with the auction sale as is.

Assistant Corporation Counsel Irons stated he has looked into this matter and feels the Council must be guided by the conditions stated in Resolution 7-R-y which states conditions under which the City Council can approve these particular bids. If Resolution 7-R-y indicates we can reject bids at auction then the Council has the right to reject this bid.

Councilman Martinez questioned whether the judgment has to be vacated by the Law Department before Council can entertain this.

Assistant Corporation Counsel Irons replied the Council apparently has the authority in this resolution to reject or approve whatever bids may come in at a particular auction. They are the final body that could approve or reject the bids.

A motion to amend this resolution by deleting therefrom property at 233-37 Meeker Avenue was made by Temporary President James, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

A motion to adopt the resolution, as amended, was made by Councilman Giuliano, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-z.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$960.48 IN SETTLEMENT OF CLAIM OF CITY OF NEWARK AGAINST KAESS REALTY COMPANY, 47 CUTLER STREET, NEWARK, FOR OUTSTANDING WATER AND SEWER BILLS. (CITY OF NEWARK INSTITUTED SUIT AGAINST KAESS REALTY COMPANY, A CORPORATION, IN ESSEX COUNTY DISTRICT COURT DEMANDING \$2,180.73 FROM DEFENDANT FOR FAILURE TO PAY OUTSTANDING WATER AND SEWER BILLS).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO ANNA

WOODS, MORRIS WOODS AND THEIR ATTORNEY MILTON C. YARROW, IN AMOUNT OF \$5,500. UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY, FOR PERSONAL INJURIES SUFFERED TO ANNA WOODS WHILE WALKING ON THE SIDEWALK IN MILITARY PARK WHEN SHE TRIPPED AND FELL. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, DOCKET NO. 45167-74 AGAINST CITY OF NEWARK ALLEGING THAT HER INJURIES WERE CAUSED DUE TO THE NEGLIGENCE OF CITY OF NEWARK IN CONSTRUCTING, MAINTAINING AND REPAIRING THE SIDEWALK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$740.

PAYABLE TO FIRST NATIONAL STATE BANK AS RESULT OF LOST, DESTROYED, OR MISLAID COUPONS; ANY COST INCURRED IN AUTHORIZATION OF SUCH PAYMENT SHALL BE BORNE BY THE FIRST NATIONAL STATE BANK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bc.

RESOLUTION AUTHORIZING CITY OF NEWARK TO CHANGE ITS REVERTER CLAUSE IN

PROPERTIES SOLD WHERE THE MORTGAGE THEREON FOR SAID PROPERTY IS GIVEN OR INSURED BY DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution and direct the City Clerk to invite Business Administrator Buck, Corporation Counsel Perillo and Real Estate Officer Milano to meet with the Municipal Council at their special conference, March 7, 1978 was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

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7-R-bd.

REAOLUTION GIVING CONSENT TO NEW COMMUNITY ROSEVILLE CORPORATION FOR THE ASSIGNMENT, TRANSFER AND CONVEYANCE BY IT OF ITS HOUSING PROJECT AT 1-35 SOUTH EIGHTH STREET, ALSO KNOWN AS 32-66 SOUTH NINTH STREET, ALSO KNOWN AS 2-16 NINTH AVENUE, BEING LOT 1 IN BLOCK 1866 ON THE OFFICIAL TAX MAP TO "NEW COMMUNITY ROSEVILLE ASSOCIATES" AND THE BENEFITS OF SAID TAX ABATEMENT AGREEMENT SHALL ACCRUE TO THE LATTER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-be.

RESOLUTION APPROVING APPLICATION AND PLAN OF R.T. URBAN RENEWAL INVESTORS, A LIMITED PARTNERSHIP, FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF A PROJECT ON LAND WHICH IS MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, ON LAND IDENTIFIED ON THE OFFICIAL TAX MAP AS BLOCK 142, LOT 1, 1135-1155 RAYMOND BOULEVARD, ALSO FRONTING ON PARK AND MULBERRY STREETS; GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF EXECUTION OF FINANCIAL AGREEMENT PURSUANT TO THIS RESOLUTION OR EARLIER, AT THE END OF FIFTEEN (15) YEARS OF OPERATION OF SAID PROJECT AND ONLY SO LONG AS THE CORPORATION AND ITS PROJECT ARE SUBJECT TO, AND COMPLY WITH, SAID FINANCIAL AGREEMENT AND THE SAID URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION DECLARING AN EMERGENCY EXISTS TO "AN ORDINANCE AMENDING ORDINANCE 6-S & F-a, ADOPTED JANUARY 27, 1977, WHICH ORDINANCE CREATED AND CONTINUED THE CENTRAL PLANNING BOARD AND THE BOARD OF ADJUSTMENT, SO AS TO INCREASE APPLICATION FEES AND PROVIDE FREE OF CHARGE ANY TRANSCRIPT NECESSARY FOR APPEAL TO THE MUNICIPAL COUNCIL," ORDINANCE 6-Ph, S & F-h) BEING FINALLY ADOPTED THE 1ST DAY OF MARCH, 1978 AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE, APPROVAL BY THE MAYOR AND PUBLICATION.

(Copy of resoluition submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker,
Villani, Temporary President James.

7-R-bg.

RESOLUTION OFFICIALLY DESIGNATING THE WEEK OF MARCH 12-19, 1978 AS "BOYS' CLUB WEEK" IN THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker,
Villani, Temporary President James.

7-R-bh.

RESOLUTION URGING HIS HONOR, THE GOVERNOR, BRENDAN T. BYRNE, TO SIGN INTO LAW S-3155, WHICH WOULD PROVIDE FUNDING FOR "RESOURCE ROOMS" FOR THE STATE'S HANDICAPPED STUDENTS.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker,
Villani, Temporary President James.

7-R-bi.

RESOLUTION ENDORSING "THE HUMPHREY-HAWKINS FULL EMPLOYMENT AND BALANCE GROWTH ACT" (S.50/H.R.50) AND STRONGLY URGING ALL REPRESENTATIVES TO APPROVE THE BILL WHEN IT IS VOTED ON BY THE FULL HOUSE IN EARLY MARCH, 1978.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker,
Villani, Temporary President James.

A motion to remove from the Table "RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT BETWEEN STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, AND THE CITY OF NEWARK FOR THE INSTALLATION OF BIKE RACKS AND LOCKERS IN THE CITY OF NEWARK (PROJECT NUMBER BW-M-000S (036)); FUNDING TO BE SHARED BETWEEN STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION AND THE FEDERAL GOVERNMENT WITH NO CITY FUNDS BEING REQUIR-

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ED EXCEPT THOSE COSTS SPECIFIED IN THE AGREEMENT," (Tabled October 19, 1977), was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bj.

RESOLUTION AUTHORIZING DIRECTOR DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT BETWEEN STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, AND THE CITY OF NEWARK FOR THE INSTALLATION OF BIKE RACKS AND LOCKERS IN THE CITY OF NEWARK (PROJECT NUMBER BW-M-0005 (036)); FUNDING TO BE SHARED BETWEEN STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION AND THE FEDERAL GOVERNMENT WITH NO CITY FUNDS BEING REQUIRED EXCEPT THOSE COST SPECIFIED IN THE AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled October 19, 1978)

A motion to adopt the resolution was made Councilman Bottone, seconded by Temporary President James.

Councilman Carrino felt the Council should be aware that the Director of Engineering and Corporation Counsel Perillo indicated it was their opinion the City of Newark would be liable for any accidents that occur by persons using these bike racks during their course of operation even though the funding is from State and Federal funds.

The motion to adopt the resolution was declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Martinez, Tucker, Villani, Temporary President James.

No: Councilmen Carrino, Giuliano.

7-R-bk.

RESOLUTION COMMENDING SANDRA KING, URBAN AFFAIRS REPORTER FOR THE NEWARK STAR LEDGER, FOR OUTSTANDING AND MERITORIOUS SERVICE TO THE CITIZENS AND GOVERNMENT OF THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

Councilman Carrino noted that Ms. Sandra King is not present because of illness and Ms. Pam Goldstein will accept the resolution in her behalf.

Councilman Carrino read the following resolution:

WHEREAS, Sandra King has, for the past nine years, carried out her duties as an urban affairs reporter for the Newark Star Ledger with an outstanding professional acumen and a remarkable sensitivity to the needs and problems of our nation's urban centers; and,

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WHEREAS, Sandra King is a life-long resident of the City of Newark, a graduate of Weequahic High School and Rutgers University, who has demonstrated through her superior writing and diligent coverage of Newark events, a deep commitment to and understanding of our City, its citizens and government;

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF NEWARK, NEW JERSEY:

That they officially tender this resolution of commendation to Sandra King, urban affairs reporter for the Newark Star Ledger, for outstanding and meritorious service to the citizens and government of the City of Newark.

FURTHER, that they offer their sincere congratulations and warmest wishes in her new position as North Jersey reporter for the nightly WNET New Jersey News Program.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Sandra King.

Ms. Goldstein on behalf of Ms. Sandra King accepted the resolution and thanked the Municipal Council in Ms. King's behalf indicating for Ms. King that she looks forward to working with the Council in the future in connection with her new position on Channel 13.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-b1.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INSERTION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE VI, GRANT #34-7106-60, \$1,173,350.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bm.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,173,350., COMPREHENSIVE

EMPLOYMENT AND TRAINING ACT OF 1973, TITLE VI; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

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7-R-bn.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ASPIRA, INC., TO PROVIDE WORK EXPERIENCE BI-LINGUAL/IN-SCHOOL AND OUT-OF-SCHOOL PROGRAM FOR SUM NOT TO EXCEED \$7,290. FOR TRAINING OF 20 TRAINEES; FOR PERIOD MARCH 2, 1978 AND TERMINATING SEPTEMBER 30, 1978; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III (YETP).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bo.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER, INC., TO PROVIDE WORK EXPERIENCE IN-SCHOOL OUT-OF-SCHOOL PROGRAM IN THE VALLEY SECTION OF NEWARK, FOR SUM NOT TO EXCEED \$25,000. FOR TRAINING OF 20 PARTICIPANTS; FOR PERIOD MARCH 2, 1978 AND TERMINATING SEPTEMBER 28, 1978; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 - TITLE III (YETP).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman Carrino questioned whether the figures in this resolution have been gone over by the staff and whether they are correct.

Chief Accountant Fitzsimons replied figures are correct and they are awaiting for additional certification in connection with Elizabeth Avenue Community Center, Inc.

The motion to adopt the resolution was declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE UNTIMELY DEATH OF MARIE L. BYRNE, LONG-TIME FAITHFUL EMPLOYEE OF THE CITY OF NEWARK WHO SERVED AS ASSISTANT SECRETARY OF THE ALCOHOLIC BEVERAGE CONTROL BOARD, was made by the Council of the Whole and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO PREPARE AN APPROPRIATE RESOLUTION

CONGRATULATING THE FIRST MOUNT ZION BAPTIST CHURCH ON THEIR 141ST ANNIVERSARY, was made by the Council of the Whole and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 16, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 15, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

8-b.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED FEBRUARY 16, 1978, NOMINATING HONORABLE MARIE L. VILLANI, AS A MEMBER OF THE LOCAL ASSISTANCE BOARD, FOR A TERM BEGINNING JANUARY 1, 1978 AND ENDING DECEMBER 31, 1978.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Marie L. Villani as a Member of the Local Assistance Board, for a term beginning January 1, 1978 and ending December 31, 1978 was made by the Council of the Whole.

Temporary President James: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Temporary President James.

Not Voting: Councilman Villani.

Temporary President James: The nomination is confirmed.

8-c.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED FEBRUARY 16, 1978, NOMINATING MRS. ANNETTE O'FLAHERTY, AS A MEMBER OF THE LOCAL

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ASSISTANCE BOARD, FOR A TERM BEGINNING JANUARY 1, 1978 AND ENDING DECEMBER 31, 1981.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mrs. Annette O'Flaherty, as a Member of the Local Assistance Board, for a term beginning January 1, 1978 and ending December 31, 1981 was made by the Council of the Whole.

Temporary President James: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The nomination is confirmed.

8-d.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED FEBRUARY 17, 1978, NOMINATING MS. LINDA FLORES, AS A TENANT REPRESENTATIVE ON THE NEWARK RENT CONTROL BOARD, COMMENCING AT TIME OF CONFIRMATION AND EXPIRING AUGUST 9, 1979.

(Copy of communication submitted to each Member of the Council)

(Ms. Flores met with the Council February 28, 1978).

A motion to confirm the nomination of Ms. Linda Flores, as a Tenant Representative on the Newark Rent Control Board, commencing at time of confirmation and expiring August 9, 1979 was made by Councilman Villani, seconded by Councilman Tucker.

Temporary President James: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The nomination is confirmed.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 17, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 2, SECTION 85.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD A PARAGRAPH (E) TO PROVIDE FOR THE MEMBERS OF THE CITIZENS ADVISORY BOARD TO RECEIVE A STIPEND FOR EACH MEETING THEY ATTEND."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 15, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 17, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 64-66 BROOKDALE AVENUE, BLOCK 4063, LOT 45, NEWARK, NEW JERSEY, TO

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THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF
N.J.S.A. 40A:12-13 (b) (1)." (\$2,700.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 15, 1978
Calendar of the Municipal Council for first reading was made by Councilman
Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker,
Villani, Temporary President James.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RE-
CEIVED FEBRUARY 17, 1978, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c)
TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO
RICAN LEGAL COMMITTEE, INC. FOR PREMISES COMMONLY KNOWN AS 109-111 CHESTER AVENUE, NEWARK,
NEW JERSEY, BLOCK 680, LOT 34 , FOR THE SUM OF (\$379.) THREE HUNDRED SEVENTY-NINE DOLLARS
PER YEAR, OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF ONE YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 15, 1978
Calendar of the Municipal Council for first reading was made by Councilman Carrino,
seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker,
Villani, Temporary President James.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RE-
CEIVED FEBRUARY 17, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-5, NO TURN
ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK,
NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Intersection of Jackson Street and Market Street

Right Turn Prohibition North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 15, 1978
Calendar of the Municipal Council for first reading was made by Councilman Martinez,
seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker,
Villani, Temporary President James.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RE-
CEIVED FEBRUARY 17, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,

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'AN ORDINANCE CREATING CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-g) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION OF RECEPTIONIST, KOT, AND INCREASE THE NUMBER OF LEGAL ASSISTANTS)."

(Receptionist, KOT	1978	\$ 7,412. - \$ 9,010.
Legal Assistant (4)	1978	14,840. - 18,038.
Legal Assistant (3)	1978	21,925. - 26,650.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, See Ordinance 6-F-m, on page 10 in the minutes of this meeting)

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 17, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST THE SALARY RANGE FOR SUPERVISOR OF ACCOUNTS, HEALTH AND WELFARE AND SUPERVISOR OF PATIENT ACCOUNTS, AND TO CORRECT THE SALARY RANGE FOR ALLERGY TECHNICIAN, PART-TIME)."

(Supervisor of Accounts Health and Welfare	1978	\$9,010. - \$10,547.
Supervisor of Patient Accounts	1978	9,010. - 10,547.
Allergy Technician, Part-Time	1978	1,378. - 1,378.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 15, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 17, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 3, CHAPTER 1, SECTION 24 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, REQUIRING AIR QUALITY MONITORING PRIOR TO THE ESTABLISHMENT OF ANY NEW NON-RESIDENTIAL PARKING FACILITY OF 50 OR MORE SPACES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker,
Villani, Temporary President James.

8-1.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 17, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 2, SECTIONS 1, 3(a) (b) (c); 4, 6 (a); 8 (b); 11 (b) (3) 15 (b); 18 (c); 19, 22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker,
Villani, Temporary President James.

8-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED FEBRUARY 23, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966."

(This ordinance pertains to landlord hardships)

(For action on this Item, see Ordinance 6-F-n, on page 11 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from February 8, 1978 to February 21, 1978:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Residents for Community Action

7553 (Amended)

Queen of Angels Church

7564 (Amended)

Parent Teachers Association of Our Lady of
Mount Carmel School

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RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Society of Our Lady of Charity of Cobre- Our Lady of Perpetual Help Church	7624
Maplewood Chapter of Unico	7625
Ladies Auxiliary of St. James Hospital	7627
The Eastern Rite Mission of the Most Holy Redemmer of State of New Jersey	7628
Essex Catholic High School - Fathers Association, Inc.	7629
St. Demetrios Greek Orthodox Church	7630
Genesis Baptist Church	7631
Church of Our Lady of Good Counsel	7632
St. Aloysius Roman Catholic Church	7633

A motion to concur in the Report was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

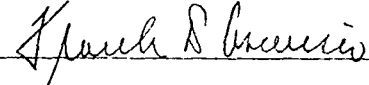
ADJOURNMENT.

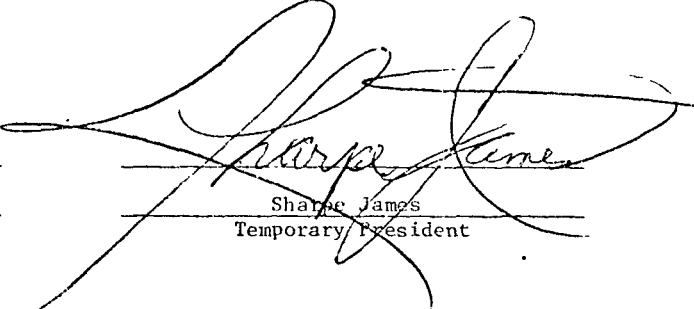
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

This meeting adjourned at 2:50 P. M.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Sharpe James
 Temporary President

Newark, New Jersey, March 15, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend J. H. Screven, Bethesda Church of God in Christ.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal; by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 7, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF FEBRUARY, 1978.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JANUARY 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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/4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF SECOND RIVER JOINT MEETING, HELD DECEMBER 5, 1977.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JANUARY 25, 1978.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-e.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JANUARY 25, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD JANUARY 18, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD JANUARY 18, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD JANUARY 18, 1978.

March 15, 1978

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A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented COPY OF INVESTMENT ACTIVITY REPORT, FOR PERIOD SEPTEMBER 1, 1977 THROUGH DECEMBER 31, 1977, SUBMITTED BY FLEMING JONES, FINANCE DIRECTOR.

(Copy submitted to each Member of the Council)

The City Clerk read a digest of the Investment Activity Report, a full copy of which is on file in the Office of the City Clerk.

A motion that the Copy of Investment Activity Report be received was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented 1977 ANNUAL REPORT FOR DIVISION OF CENTRAL PURCHASE, DEPARTMENT OF ADMINISTRATION.

(Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-k.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF FEBRUARY, 1978.

A motion to approve the Report of Contracts Awarded, subject to receipt of resolution for A & A Cleaning Contractors, Inc. for Janitorial Services - \$155,820., was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-l.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FROM JANUARY 30, 1978 TO FEBRUARY 3, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-121, FROM FEBRUARY 6, 1978 TO FEBRUARY 10, 1978; INDICATING NO PROPERTY ACQUISITIONS FOR

March 15, 1978

URBAN RENEWAL PROJECTS, FROM FEBRUARY 13, 1978 TO FEBRUARY 17, 1978 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS CDA-S AND R-6, FROM FEBRUARY 20, 1978 TO FEBRUARY 24, 1978; INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FROM JANUARY 30, 1978 TO FEBRUARY 3, 1978; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-123, FROM FEBRUARY 6, 1978 TO FEBRUARY 10, 1978; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-21, FROM FEBRUARY 13, 1978 TO FEBRUARY 17, 1978; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FROM FEBRUARY 20, 1978 TO FEBRUARY 24, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Tax Collector for implementation was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to consider Resolution 7-R-bo on this Calendar at this time was made by Councilman Martinez, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION DESIGNATING FRANK TOLTL AS "MR. BOYS' CLUB OF THE EAST WARD.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Martinez stated Mr. Frank Toltl has served for some thirty years as Executive Director of the Salvation Army Ironbound Boys' Club of the East Ward and is doing an outstanding job. People throughout the State come to him for assistance and advice.

Councilman Martinez read the Resolution designating Frank Toltl as "Mr. Boys' Club of the East Ward."

Councilman Martinez, on behalf of the Municipal Council, presented Mr. Toltl with an inscribed resolution for his outstanding work in the East Ward. Councilman Martinez, on behalf of the Martinez Association, presented a plaque to Mr. Toltl proclaiming him "Mr. Boys' Club of the East Ward."

March 15, 1978

A motion to consider Motion 7-M-a at this time was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-a. A MOTION EXTENDING WARM GREETINGS AND GOOD WISHES TO WILLIAM MORLEY, GRAND MARSHAL, AND PATRICIA REILLY, DEPUTY GRAND MARSHAL, OF THE 1978 NEWARK SAINT PATRICK'S DAY PARADE AND TO ALL CITIZENS AND ORGANIZATIONS PARTICIPATING IN THIS YEAR'S CELEBRATION OF SAINT PATRICK'S DAY, was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Bottone added Mayor Gibson has proclaimed this week "Irish Week."

Councilman Bottone, on behalf of the Municipal Council, presented an inscribed copy of the Motion to Mr. William Morley, Grand Marshal of the 1978 Newark Saint Patrick's Day Parade.

Mr. Reilly thanked the Municipal Council for the honor bestowed upon him.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Adding various streets prohibiting Right Turn on Red)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance awaiting results of survey being made by the Traffic Engineer was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Elizabeth Avenue and Lyons Avenue

Right Turn Prohibition - All Right Turns 7 A. M. to 5 P. M.
School Days)

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance awaiting results of survey being made by the Traffic Engineer was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park,
7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-f. The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, SECTION 85.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD A PARAGRAPH (e) TO PROVIDE FOR THE MEMBERS OF THE CITIZENS ADVISORY BOARD TO RECEIVE A STIPEND FOR EACH MEETING THEY ATTEND.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-g. The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 64-66 BROOKDALE AVENUE, BLOCK 4063, LOT 45, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$2,700.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and

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directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 5, 1978.

/6-F-h.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE, INC. FOR PREMISES COMMONLY KNOWN AS 109-111 CHESTER AVENUE, NEWARK, NEW JERSEY, BLOCK 680, LOT 34, FOR THE SUM OF (\$379.) THREE HUNDRED SEVENTY-NINE DOLLARS PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER, FOR A TERM OF ONE YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 5, 1978.

/6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE-ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SUPERVISOR OF ACCOUNTS, HEALTH AND WELFARE AND SUPERVISOR OF PATIENT ACCOUNTS, AND TO CORRECT THE SALARY RANGE FOR ALLERGY TECHNICIAN, PART-TIME)

(Supervisor of Accounts Health and Welfare	1978	\$9,010. - \$10,547.
Supervisor of Patient Accounts	1978	9,010. - 10,547.
Allergy Technician, Part-Time (2 hours per week)	1978	1,378. - 1,378.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 5, 1978.

A motion to consider Item 8-c on this Calendar at this time was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, President Harris.

Not Voting: Councilman Tucker.

6-F-k.

The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN KRO ASSOCIATES, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 707 BROAD STREET, NEWARK, NEW JERSEY, FOR A TERM OF THREE (3) YEARS PURSUANT TO N.J.S. 40A:12-5(a)(1); AND FURTHER AUTHORIZING THE EXECUTION OF A COLLATERAL AGREEMENT WITH STATE MUTUAL LIFE ASSURANCE COMPANY OF AMERICA, FIRST MORTGAGEE OF SAID PREMISES, TO DEFINE THE RELATIONSHIP BETWEEN THE CITY AND THE FIRST MORTGAGEE." (First year-\$225,000., second year-\$226,000., third year-\$227,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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Assistant Corporation Counsel Leo Schwarz appeared before the Municipal Council.

Councilman James asked, "Is it true that Two Guys at the end of three years would have an option to stay?"

Assistant Corporation Counsel Schwarz replied, "At the end of three years our lease with Kro Associates terminates and Vornado's (Two Guys) sublease with us terminates. No options. At that time a new lease may be negotiated between Vornado and whoever owns the building. Whenever a tenant stays in premises without a lease, it is a month to month tenancy."

Councilman James stated, "In reading this lease agreement to keep Two Guys in Newark, it also states that the State Mutual Life Assurance Company of America is the first mortgagee of said premises and we should define the relationship between the City and the first mortgagee. The original contract between the City of Newark and the owners of 707 Broad Street has expired and in fact we have no contract between us. The fact that the original contract has expired between the owners of the building and the City of Newark, how can we negotiate a lease with Two Guys, which I am supporting, with a three year stipulation that they will remain there?"

Assistant Corporation Counsel Schwarz replied, "Although we have negotiated a lease with Vornado, the negotiations were conditioned on our entering lease with Kro Associates. The City will not advertise for bids for floors to be sublet until we have our lease first.

I understand this is the same as was presented before to the Council. The collateral agreement is because the mortgagee's attorneys and attorneys for the owner did not seem to be able to get together. We have decided to have separate agreements so that clash of personalities would not cause this matter to disrupt; the collateral agreement with the mortgagee and the main agreement with the owner of the property; and that is to be sublet to Two Guys and that will be done by ordinance."

Councilman James again asked, "Do we, the City of Newark, have a current contractual obligation with the owners of 707 Broad Street?"

Assistant Corporation Counsel Schwarz replied, "We would have a month to month lease at the present time with the owners of 707 Broad Street. This is true if we do not enter into a new lease. If we enter into a new lease, we pay rent on basis of a new lease."

Councilman James asked if copies of the month to month agreement have been provided. He continued it was brought to the Council's attention heretofore that the

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owners again were approaching the point where the building would come in receivership from those who hold the mortgage. He asked if it is true that the building is also in jeopardy of being lost by the owners.

Assistant Corporation Counsel Schwarz responded, "It depends upon the position of the mortgagee. The mortgagee has to be paid. Apparently there is some difficulty. I understand they are trying to work it out with the bankruptcy court. Our lease is with the title holder, Kro Associates, who is the debtor-in-possession. The mortgagee is also giving the City a collateral agreement."

Councilman James remarked the insurance company has taken it back from the owner.

Assistant Corporation Counsel Schwarz related they may be in possession but it all will be subject to regulation of the bankruptcy court. The insurance company received a judgment of foreclosure but cannot execute the judgment because the bankruptcy action stayed the judgment.

Councilman James stated, "As one who has considered this original deal a sweetheart deal for the owner of 707 Broad Street, I think it is unfortunate we are in a position now where in order to save and preserve Two Guys, the City has to enter into a contractual obligation knowing full well that the City of Newark is on a month to month lease. The owners of the building are in default and the insurance company is about ready to seize control of the building. Originally when this came before the Council, there was no thought that Two Guys should have a terminal obligation in the contract. They have already given notice to their employees that they would not be in Newark December 31, 1977 and we have an obligation to assure the people who work in Newark that if we reduce the rental with Kro Associates, which originally was up to \$750,000. and today we are going to act on a negotiated lease for \$225,000. escalating to \$227,000. We have come down from \$750,000. to \$225,000. and I think if the City is going to be kind, we have an obligation to those employees who work in the City of Newark, and more important in the Newark community, to remain and although there is a stipulation for them to remain in the location for three years, I personally feel it should be five years."

Assistant Corporation Counsel Schwarz asserted, "We cannot insist they stay for five years as we ourselves have a lease for only three years. After we leave, if we do, we cannot control what arrangements the owner of the building will make for the rental of the building."

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the

following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, President Harris.

Not Voting: Councilman Tucker.

President Harris: The yeses are seven and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 5, 1978.

Councilman Tucker stated when this matter was discussed in conference, he requested a statistical breakdown of the impact of the rent, square footage and the actual rent the City is receiving on the Two Guys building. This request was made to Budget Officer Banker. Councilman Tucker said he has been in receipt of some statistical information from Assistant Corporation Counsel Bressler dealing with square footage but the comparative study he wanted was not submitted directly to the Council. He is not in a position to evaluate the efficacy of the ordinance but he is of the opinion it appears from the outset that it should be granted.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING HAMPTON STREET AND MILTON STREET AS ONE-WAY STREETS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto:

Hampton Street,
westbound, from Boston Street to Wickliffe Street.

Milton Street,
eastbound, from Boston Street to Wickliffe Street.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF KELLEYS COURT AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM JEFFERSON STREET WESTERLY TO ITS TERMINUS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Kelleys Court, as laid out on the map of the Commissioners to lay out Streets, Avenues and Squares, extending from Jefferson Street westerly to its terminus, and which appears on a map on file in the Office of the Director, Department of Engineering, known and designated as Map No. 1724-V dated September 8, 1977, is hereby vacated as a public street or highway, pursuant to the provisions of N.J.S.A. 40:67-1(b).

Section 2. A copy of the aforesaid Map No. 1724-V dated September 8, 1977, is affixed hereto and made a part thereof.

Section 3. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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MR. THOMAS MARASCO, 243 JEFFERSON STREET, NEWARK, NEW JERSEY, appeared before the Municipal Council, questioning the effect if Kelleys Court is vacated.

The City Clerk replied by vacating Kelleys Court, the property within this street will revert to the abutting owners, right to the center line of the street.

Councilman Martinez said Mr. Marasco is one of the abutting owners, so he would have half of the property on the one side.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON SOUTH ELEVENTH STREET AND NEWARK STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

South Eleventh Street,
East Side, beginning 248 feet north of the northerly curblin of Springfield Avenue and extending 70 feet northerly therefrom.

and adding thereto:

South Eleventh Street,
East Side, beginning 248 feet north of the northerly curblin of 18th Avenue and extending 70 feet northerly therefrom.

Newark Street,
West Side, beginning 102 feet south of the southerly curblin of New Strcet and extending 150 feet southerly therefrom. Monday through Firday.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF
RELOCATION FOR THE ESSEX HEIGHTS URBAN RENEWAL PROJECT (FIRST STAGE) N. J. R-62. (3RD
AMENDMENT)

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7Rb adopted October 2, 1963; 7Rbc adopted April 16, 1969; 7RBW adopted March 5, 1975 approved an Urban Renewal Plan and Amendment thereto for the Essex Heights Urban Renewal Project (First Stage) (N.J.R-62); and

WHEREAS, the Housing Authority of the City of Newark, on October 19, 1977 and the Central Planning Board of the City of Newark on September 12, 1977 have considered and approved a further amendment to said Urban Renewal Plan copies of which are annexed hereto, said amendment consisting of: (1) A change in the land use of the parcel of land bounded generally by University Avenue, Branford Place, Arlington Street (vacated) and Market Street from Core Area Commercial to Commercial-Retail; (2) The introduction into the text of the Plan, of the land use known as Commercial-Retail; (3) The introduction into the plan of Environmental Objectives and Controls; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it has heretofore been found and determined by Resolution 7RQ July 10, 1961 that the Project Area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

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WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the program for the proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

Section 3. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 4. That in order to facilitate the implementation of the Urban Renewal Plan it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 5. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for Federal financial assistance pertaining to the Area is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Area.

Section 6. That the Urban Renewal Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Urban Renewal Plan with the minutes of this meeting.

Section 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE CENTRAL WARD URBAN RENEWAL PROJECT, N. J. R-32. (5TH AMENDMENT)

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7Ra adopted May 5, 1965; 7Ri adopted January 4, 1967; 7Rcg adopted March 21, 1973; 7Rbl adopted July 16, 1975; 7Ry adopted April 21, 1976 approved an Urban Renewal Plan and Amendment thereto for the Central Ward Urban Renewal Project (N.J.R-32); and

WHEREAS, the Housing Authority of the City of Newark, on October 19, 1977 and the Central Planning Board of the City of Newark on September 12, 1977 have considered and approved a further amendment to said Urban Renewal Plan copies of which are annexed hereto, said amendment consisting of: (1) Livingston Street, from Waverly Avenue to 17th Avenue, to remain open as a public right-of-way and will no longer be considered for vacation; (2) A change in the proposed land use of the block bounded by Waverly Avenue, Livingston Street, 18th Avenue and Belmont Avenue from Neighborhood Commercial and Residential High Density to Residential Low Density; (3) A change in designation for the parcel of land fronting on Belmont Avenue known as Block 2568, Lot 19 from To-Be-Acquired to Not-To-Be-Acquired status; (4) A change in the proposed land use of the block bounded by 18th Avenue, Boyd Street, 17th Avenue and Livingston Street from Residential Medium Density to Residential Low Density; (5) A change in the proposed land use of the block bounded by 18th Avenue, Livingston Street, 17th Avenue and Belmont from Residential Medium Density to Residential Low Density; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, it has heretofore been found and determined by Resolution 7RJ adopted November 28, 1961 that the Project Area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Redevelopment Plan for the Area.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the program for the proper relocation of the individuals and families displaced in carrying out the Redevelopment Plan in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Plan; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

Section 3. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 4. That in order to facilitate the implementation of the Urban Renewal Plan it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to implement said Plan.

Section 5. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for Federal financial assistance pertaining to the Area is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Area.

Section 6. That the Urban Renewal Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Urban Renewal Plan with the minutes of this meeting.

Section 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 61 CHADWICK AVENUE, NEWARK, NEW JERSEY, BLOCK 2657, LOT 22, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 61 Chadwick Avenue, Newark, New Jersey, Block 2657, Lot 22, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$2,500. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PERMITTING THE MAINTENANCE AND CONTINUATION OF AN ENCROACHMENT INTO ALEXANDER STREET IN FRONT OF THE PREMISES KNOWN AS 100-102 ALEXANDER STREET, BLOCK 4058, LOTS 6 AND 7, NEWARK, NEW JERSEY, UPON AGREEMENT IN WRITING.

WHEREAS, Michelle Hughes has purchased from the City of Newark property known as 100 Alexander Street, Block 4058, Lot 6 as designated on the official Tax Maps and Tax Duplicate (Year 1977) and hereinafter referred to as 100 Alexander Street.

WHEREAS, the City of Newark owns the adjoining premises 102 Alexander Street, Block 4058, Lot 7; and

WHEREAS, on both the above mentioned properties there exists a retaining wall, which for the entire frontage of both properties, encroaches into Alexander Street a width of 1.30 feet according to a survey of said premises made by Sailer and Sailer, Lic. Pro. Engineers and Land Surveyors, dated December 20, 1977; and

WHEREAS, the City's Real Estate Commission by its report dated January 24, 1978 filed with the City Clerk recommends the granting of a license for the maintenance and continuation of said wall into Alexander Street without consideration or for a nominal consideration of one dollar (\$1.00).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. THAT, for a consideration of one dollar (\$1.00) the said Michelle Hughes, owner of the premises at 100 Alexander Street, her heirs and assigns, shall be permitted to maintain and continue the encroachment as it presently exists from the aforesaid wall into Alexander Street during such time as this wall remains standing, upon due execution of attached agreement.
2. THAT, the City of Newark, at the request of the purchaser of the premises 102 Alexander Street, Newark, New Jersey shall give a license to maintain and continue the aforementioned encroachment into Alexander Street during such time as the present wall remains standing, upon due execution of written agreement.
3. THAT, as to each property, the permission granted may in the discretion of the Corporation Counsel be set forth in a separate instrument to be approved as to form by him and executed on behalf of the City of Newark by the Real Estate Officer and attested and acknowledged by its City Clerk and shall contain a provision that if at any time the premises for which the license has been given, or any part of the same shall be taken or acquired by the City of Newark for a public purpose that no consideration shall be given for the value of the license or any portion thereof.
4. THAT, the permission granted shall not imply or create any liability against the City of Newark in favor of any party by virtue of the said encroachment.
5. THAT, all costs and expense in advertising this Ordinance shall be paid by the owner of said premises.
6. THAT, the Ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND R. O. 5:2-11(a), "RESTRICTIONS," TITLE 5, AMUSEMENTS AND BUSINESSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (TO EXEMPT CERTAIN LICENSED, NONCONFORMING DEVICES).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 5:2-11(a) of the Revised Ordinances of the City of Newark, New Jersey, is hereby amended to read as follows: (a) "No coin operated amusement device shall be licensed, used, placed, maintained or operated in any location within 200 feet of any school except that when a license has been issued for a device or devices in a premises which was not in violation of this restriction at the time of issuance, then said device or devices so licensed shall be exempt from this restriction for as long as they are so placed; and such placement shall in no way effect reissuance of license; provided however, that when the device or devices are moved, then such exemption shall cease and this restriction shall be in full force and effect."

Section 2. Any existing ordinance or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the Laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-g) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE POSITION OF RECEPTIONIST, KOT, AND INCREASE THE NUMBER OF LEGAL ASSISTANTS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," adopted May 4, 1977 (6S&Fg), and amendments thereto, be and the same is hereby amended to create the position of Receptionist, KOT, and increase the number of Legal Assistants as follows to wit:

<u>POSITION</u>		<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Receptionist, KOT 999353		1978	\$ 7,412	\$ 9,010
Legal Assistant (4) 910007		1978	14,840	18,038
Legal Assistant (3) 910004		1978	21,925	26,650

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 15, Chapter 9B, Section 8, entitled "Landlord hardships" of the Revised Ordinances of the City of Newark, New Jersey, be and the same is hereby amended to read in its entirety as follows:

15:9B-8 Landlord hardships.

In the event a landlord claims he cannot meet the expenses of maintenance, financing, and/or repairs, he may appeal to the Board for a hardship rent increase. The procedure outlined in Section 12 [15:9B-12] shall be followed. Within thirty (30) days after a hardship appeal has been filed, the Board shall order the property inspected by the Division of Inspections for code violations. In the event that the inspection reveals code violations, the Board shall deny the increase or grant the increase subject to the landlord abating the violations within a reasonable period of time. As used in this section, Code Violations shall mean any violation of the existing building, fire, plumbing, electrical or housing codes of the City of Newark then in effect. Hardship increases approved by the Board that meet the cost of repairs shall be considered a surcharge for the purposes of this chapter.

The landlord shall submit proof of expenses for maintenance, repairs and financing expenditures to substantiate any hardship increase application, and the Board shall only consider said expenses for a 14 month period prior to the date of the landlord's application.

Section 2. Any existing ordinance or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication, and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. FRANK HUTCHINS, PRESIDENT OF NEWARK TENANTS ASSOCIATION, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY, appeared before the Municipal Council. He stated 97% of the landlords who apply for hardship increases receive them and have no obligation but to provide dwellings. Newark residents have a right to expect decent, safe and sanitary housing. Mr. Hutchins urged stricter enforcement of the Code. He felt the Members of this Council have been sensitive and have always responded to the needs of the tenants. Mr. Hutchins urged the Municipal Council to adopt this proposed ordinance.

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Councilman James concurred and agreed that an individual has a right to apply for a hardship increase and they have been granted. He asked Mr. Hutchins what he sees detrimental in this ordinance.

Mr. Hutchins replied he sees nothing detrimental at this point. There are some challenges in this ordinance which have been well considered. They are considering perhaps looking at some of the wording at a later date. Mr. Hutchins again urged the Municipal Council to adopt this ordinance.

Councilman Martinez said he was under the impression at the last meeting the Council recommended this ordinance be returned to the Council Committee to Study Rent Control because it was only a "one-way street." The landlords realize there are some landlords who do not provide decent housing for the tenants. Councilman Martinez added he was also under the impression the landlords group, the tenants groups and their attorneys were going to sit down to try to come up with an amicable agreement which would be in the best interest of both sides.

Mr. Hutchins agreed there should be a dialogue between the landlords and tenants. He stressed the urgency of this ordinance. Mr. Hutchins reiterated he feels very strongly that the Code should be strictly enforced.

Councilman Allen stated he knows there are many slum landlords. He was under the impression that the Committee would study the problems. As of this date, nothing has come before the Council Committee to Study Rent Control. This ordinance did not come from the Committee. Councilman Allen felt the Council Committee to Study Rent Control should study this proposed ordinance and submit their recommendation to the Municipal Council.

Mr. Hutchins recalled when this matter was discussed at the last meeting, this was mentioned. They may not have come to an agreement, but it was discussed that this was one of the things that might come out of the Committee.

Councilman Carrino asserted the Council did not receive any recommendation from the Committee. He too was under the impression this ordinance was going to be sent back to the Committee so that a committee of landlords and tenants could come to an agreement. Councilman Carrino did not feel they were violating the law because the law states all houses have to be inspected for Code enforcement on a regular basis. This amendment does not say, if this ordinance is not adopted, that a house is not supposed to be inspected for Code enforcement. This amendment, if adopted, is not going to make any difference between a house being inspected or not inspected. If this amendment never came up, the houses are still supposed to be inspected on a regular basis. Councilman Carrino indicated he cannot vote on this ordinance until the Council receives

a recommendation from the Council Committee to Study Rent Control.

Mr. Hutchins felt this ordinance is rewarding the landlords who have debilitated the City and have not come up to the Housing Code. He cited Code violations at 25 Davenport Avenue.

Councilwoman Villani felt for the Council to adopt this ordinance this evening would not show good faith to the Committee which was formed. They have met in many sessions and there was good rapport. Councilwoman Villani preferred to wait until the Council Committee to Study Rent Control has reviewed this ordinance.

Councilman Tucker clarified the genesis of this ordinance comes about primarily based on 25 Davenport Avenue. The residents of this building came before the Council and indicated they had received a 25% rent increase and the building has many Code violations. The Council checked into it and discussed it in conference. Subsequently they found out that 25 Davenport Avenue had over 50 Code violations and the tenants received a rent increase which was way over 40%.

Councilman Tucker stated, for edification, that he had occasion today to check with the Division of Inspections. The Code violations at 25 Davenport Avenue still exist. The landlord is currently in court and he assumes when the judicial process is completed that hopefully the Code violations will be abated. The fact remains the tenants, with a 40% increase, are paying for a building which does not meet Code standards. This took place based on existing ordinance which allows rent increases without any kind of validation of the fact the building meets Code standards.

Councilman Tucker further clarified this matter was discussed with the committee. The landlords were present because he recommended it at the committee meeting. The tenants were present and it was discussed when 25 Davenport Avenue was brought out, so it is not something new.

Councilman Tucker responded if they relate to the possibility that buildings in the City of Newark would be inspected on a regular basis, all they have to do is check the minutes of the pre-meeting conference in which Inspections Director Lembo, who is charged with that responsibility, indicated clearly to the Council that he cannot inspect all the buildings in the City of Newark and that subsequently he is responding to a request for an inspection. They do not have the staff capability to maintain the current inspection process, which automatically means that if a landlord requests a rent increase and there are existing Code violations, the tenants will pay it and the violations, for all practical purposes, will probably still exist because our courts are getting harder now on the landlords but as yet have not been able to resolve the

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problem. Councilman Tucker reiterated he is proposing if a landlord applies for a hardship increase and it is proven by the Rent Control Board that he deserves the hardship increase, that there be a municipal inspection of the building to insure that building meets Code standards.

Councilman Tucker felt everyone should be aware of the fact the tenants raised the question, it was discussed at a meeting in November, and it is now March. If they talk about recommendations coming from the Council Committee to Study Rent Control, he thinks they should clearly state for the record that no recommendations have been forthcoming from the Committee to Study Rent Control. Councilman Tucker stressed he wanted to clarify that point so that everyone knows what they are talking about. They are not talking about any major factor, except that when a landlord is entitled to a rent increase that the building meets Code standards.

Councilman Giuliano asked if the Council Committee to Study Rent Control has submitted any recommendation.

The City Clerk replied in the negative.

Councilman Carrino declared if the Rent Control Board is doing their job, he cannot understand how a landlord can receive a 40% rent increase. The Rent Control Board should not have to have an amendment like this one to check Code violations and see that the Code violations are abated.

Upon question posed by Councilman Allen, Mr. Hutchins replied the problem is there are no teeth in the existing ordinance that requires them to withhold the rent increase. The bill is powerless. This was initially in the ordinance and he does not know at what point it was removed.

Councilman Tucker reiterated at the pre-meeting conference at which this ordinance was drafted, Rent Control Board Administrator Shirley Green was in attendance. The question was raised that a rent increase was granted to 25 Davenport Avenue knowing there were Code violations. Ms. Green indicated, at that time, that there was no provision in the ordinance that would require her to have an inspection. He contacted the Corporation Counsel and received a legal opinion that if the Municipal Council wanted a clause about existing Code violations, they would have to amend the ordinance. Councilman Tucker contended it is not a question of Ms. Green doing her job, it is the ordinance does not permit her to institute an inspection. If the landlord is entitled to a rent increase, he should provide decent and sanitary housing. This ordinance protects the rights of the landlords and tenants. This was discussed at numerous meetings and in special committee meetings, so it is not new. Councilman Tucker contended a

landlord should not be granted a hardship increase if there are existing violations in the building.

MR. RALPH J. VILLANI, 79 LANG STREET, NEWARK, NEW JERSEY, agreed there should be teeth in the ordinance. A landlord should not be granted a hardship increase if there are existing violations in the building.

MR. THOMAS PETRILLO, 425 CHESTNUT STREET, NEWARK, NEW JERSEY, said he was under the impression the landlords and tenants were to sit down to discuss this matter. The landlords had no knowledge of this ordinance. Mr. Petrillo felt no changes should be made in the Rent Control Ordinance without input of the landlords and tenants. This ordinance should go back to the Council Committee to Study Rent Control for further discussion.

Councilman Tucker asked assuming Mr. Petrillo was a landlord who provides services to his tenants, why he would raise objection to this ordinance and if he felt this ordinance would be detrimental to the landlord.

Mr. Petrillo replied it was agreed when these meetings started in November, knowing the housing situation in the City of Newark, that the landlords and tenants would have input in any changes pertaining to this ordinance. The law states housing must be maintained free of Code violations. Mr. Petrillo reiterated this ordinance should be returned to the Council Committee to Study Rent Control for their review and recommendation.

Councilwoman Villani stated the Committee has held many sessions and there was good rapport.

President Harris stressed the Council is aware the existing law is not being implemented. There are intolerable housing conditions in the City of Newark.

Councilman Bottone recalled he was at the last three conferences when the landlords and tenants were in attendance. The Council Committee to Study Rent Control was going to make a recommendation. Councilman Bottone could not see how the Council could vote on this ordinance when the Committee has not submitted their recommendation to the Council.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen and failed of adoption by the following votes:

Yes: Councilmen Allen, James, Tucker, President Harris.

No: Councilmen Carrino, Martinez.

Not Voting: Councilmen Bottone, Giuliano, Villani.

A motion to close the hearing and defer action on this ordinance was made by

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Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, Martinez, Villani.

No: Councilmen Allen, James, Tucker, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. RALPH J. VILLANI, 79 LANG STREET, NEWARK, NEW JERSEY, appeared before the Municipal Council. He spoke about balancing the Municipal Budget, deficit spending, cost of snow removal and a clean City Campaign. Mr. Villani referred to a Rutgers Professor's statement in the Star Ledger concerning the imminent bankruptcy of the City of Newark and the beneficial results.

Councilman James declared Newark is not approaching bankruptcy. The City of Newark has a surplus, reduced taxes and is thinking about positive things.

Councilman Allen felt Newark has done a good job in snow removal.

6-HC-b.

MR. JOHN D. BROWN, MEMBER OF NEWARK TAXICAB COMMISSION, 159 JAMES STREET, NEWARK, NEW JERSEY, spoke about the lack of police protection for taxicab drivers. He witnessed last Friday night a Newark taxicab driver atrociously assaulted and brutally beaten at Broad and Market Streets. It is getting to the point where people of Newark cannot get a taxi because the taxi drivers fear for their lives, so they are working the Airport because they feel safer there. Mr. Brown cited charter planes have been coming into the North Terminal and they have been bringing in Elizabeth taxicabs, while the Newark taxicabs sit idle in the taxi chute for three or four hours. They are asking for police protection there.

Mr. Brown stressed the need for police protection for Newark taxicab drivers. He added they have not received any information from the last Council meeting about Mr. Tuff protecting the Newark taxi drivers from outside taxi drivers coming into the City of Newark and picking up passengers. This is still going on and at an escalated stage.

Councilman James recommended Mr. Brown's remarks be forwarded to Police Director Williams, requesting him to explore more meaningful police protection throughout the City of Newark, not only for the cab drivers, but every other individual citizen as well. He felt Mr. Brown has brought a point to the Council's attention because heretofore Broad and Market Streets, which have been there for some 300 years when our

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Founding Fathers laid out the four corners, it has been traditional to have a police officer stationed there. Councilman James suggested exploring to have a police officer stationed in the booth at Broad and Market Streets because he is also aware that many taxi drivers frequent it as a starting point to and from delivery of passengers.

Councilman James continued there has always been a debate about Terminal A, which is about 90% in Newark and 10% in Elizabeth, so cabs from Elizabeth have always been granted the right to service Terminal A. Terminal B has been given to Newark, but to the best of his knowledge, the North Terminal is entirely located within the boundaries of Newark. He would like to clarify if the North Terminal is entirely in Newark property. Councilman James queried, "How then are Elizabeth cabs summoned, and by whom, to go there to pick up and discharge?"

Mr. Brown replied the feedback he gets from the drivers is that Mrs. Marie Malaca, Supervisor of Terminal Service, is responsible for calling the Elizabeth taxi drivers to the North Terminal. He spoke with her in January, at the time of the big snowstorm, and she indicated if no Newark taxicabs were available, she would call an Elizabeth taxicab.

Councilman James stated later in the meeting he will request that they explore the practice of utilizing Elizabeth taxicabs at the North Terminal. He is certain Newark taxi drivers have the sentiments of the Council that since that terminal is in Newark, that Newark taxi drivers should be summoned and if not available, they have to seek ways to make sure they wait because, as indicated for the record, this is the policy of Terminal A. On the matters of the unfortunate assault at Broad and Market Streets, increasing robberies experienced by cab drivers and practice of utilizing Elizabeth taxicabs at the North Terminal, he assured, in concert with the other Members of the Municipal Council, he will personally explore these matters.

Councilman Tucker felt the incident of the North Terminal is the responsibility of the Port Authority. He indicated he will move under "Motions" that the Council direct the City Clerk to communicate with the Port Authority requesting Port Authority personnel cease the practice of utilizing Elizabeth taxicabs for use of passengers at the North Terminal at Newark International Airport.

Councilwoman Villani recalled last week during the ceremony at 20 Park Place, film being made in Newark by MGM, they waited over an hour for the guest, Dizzy Gillespie. They thought his plane was delayed but were told his plane was not delayed, he was in Newark on time but could not get a taxicab from the Newark Airport to take him into the City of Newark because it was a short run. She asked if this was prevalent

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and if it happens all the time.

Mr. Brown replied the plane arrived at twelve o'clock. After twelve o'clock they do not have a starter at the Newark Airport although they have eight to ten planes coming into the Airport between 12 Midnight and 4 A. M. They have very few taxis there and those taxi drivers waiting in that line from 4 P. M. until that time at night are fortunate to get two rides, if possible. If there is no supervision and there is an individual going to Newark and another going to the Airport, obviously the taxicab driver is going to accept the man going to the Airport. Mr. Brown added they have impressed upon the people that they need a starter there from 12 Midnight to 4 A. M.

Councilman Martinez referred to the incident at Broad and Market Streets. He asserted for the last three years the Council has been on record asking Police Director Williams to place a policeman, or several policemen, at Broad and Market Streets, but he has failed to do so. The Council is in total agreement with Mr. Brown.

President Harris directed the City Clerk to forward a copy of Mr. Brown's remarks to Police Director Williams and to invite him to meet with the Municipal Council at their special conference April 11, 1978 to discuss this matter.

6-HC-c.

MR. LOUIS J. SMITH, PRESIDENT, NEWARK TAXICAB DRIVERS ASSOCIATION, 82 WEST ALPINE STREET, NEWARK, NEW JERSEY, explained the incident about Dizzy Gillespie, the trumpet player, coming to Newark. Newark taxicab drivers do not service Terminal A; it is serviced by Elizabeth taxicab drivers.

Mr. Smith strongly urged the Municipal Council to approve the proposed 25% taxicab rate increase. They received the last increase in 1974. Mr. Smith stressed the need for a cost of living increase for Newark taxicab drivers.

Councilman James related this Council has already voted a rate increase. He asked if the Newark Taxicab Drivers Association has sought an audience with the Mayor.

Mr. Smith replied he spoke briefly with the Mayor. The Mayor indicated he cannot recommend a 25% increase at this time.

Councilman James felt if it is the opinion of the Mayor not to make recommendation, he is not of the opinion they want a confrontation. The Council is concerned with low fares and decent rates. Councilman James indicated he would be one of the Councilmen to see if it is possible to secure an audience with the Mayor, not with a predetermined position. He commended the Newark taxicab drivers because Newark is not conducive to taxi service.

Councilman Tucker clarified the Council received a communication from the Mayor indicating he was not meaningful, at this particular time, to recommend any rate

increase. This Council created the Taxicab Commission to review and recommend to the Council in regard to the taxicab industry. When the Council created this Commission, they said the Taxicab Commission should have representation from the taxicab drivers and the Chamber of Commerce. The latter part of last year, the Taxicab Commission recommended the taxicab drivers be in receipt of an increase. This recommendation was submitted to the Business Administrator who did nothing. Then this Council requested the Business Administrator to forward a recommendation to the Council. The Mayor is not in favor of an increase at this time.

Councilman Tucker agreed the Council should discuss this matter with the Mayor. He strongly believes the taxicab drivers should get a rate increase. Four years is too long not to deal with an increase or no consideration at all. Councilman Tucker said some Members of the Council are going to meet with representatives of the taxicab industry, and he feels Administration should be there to indicate clearly what their recommendation is on it.

Councilman James remarked he does not know if meeting with taxicab drivers would be fruitful. He thinks it is an "in-house" fight. The Council knows what the taxicab drivers want. They need an administrative-legislative discussion and then they can advise the taxicab drivers what action would be taken.

Councilman Tucker agreed with Councilman James to meet with the Mayor, after that they will be in a position to pinpoint where to go from there. He does not believe the Mayor, at this time, is completely aware of the variables.

President Harris directed the City Clerk to invite Mayor Gibson to meet with the Municipal Council at 9:00 A. M., Tuesday, March 21, 1978, for the purpose of discussing taxicab rates for the City of Newark.

A motion to permit Mr. Frank Burwell to address the Municipal Council instead of his wife, Carol Burwell, was made by Councilman James, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-d. MR. FRANK BURWELL, 712 SOUTH 20TH STREET, NEWARK, NEW JERSEY, spoke about deplorable housing conditions at 712 South 20th Street. He said he must appear in court tomorrow but the landlord has not received the report. It was returned "Unclaimed."

Councilman James related when Mr. Burwell previously appeared before the Council, the Council took action. He suggested if they are unable to locate the person

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to whom they pay rent, to use the rent money to abate conditions. The Council is going to ask for a status report to see if the individual has been contacted.

Upon question posed by Councilman James, Mr. Burwell replied they have not had any hot water for three months. When the Public Service Electric and Gas Company man came to the house, there were no meters in the house. They have been unable to locate the owner.

Councilman Allen remarked there are still housing violations. The water has been turned on and off. Inspections have been made and there is a bench warrant.

Councilman James felt there are problems which may lead to the building being condemned. He said he received correspondence from Office of Consumer Action Executive Director Dennis G. Cherot indicating Mr. Harold Edwards is knowledgeable of the problem. Councilman James asked Mr. Edwards if he could request increased vigilance be used in locating the landlord and on a more critical basis, to check, through the Office of Consumer Action, water, gas and other utilities and to submit his findings to the Council before the next Council meeting.

Councilman Tucker recalled two years ago New Jersey passed a law permitting the Tax Collector to institute foreclosure proceedings. The Tax Collector could move in and take over the building. Councilman Tucker recommended, if the situation is up to a point that the landlord is not providing services, that the Tax Collector take over the building.

(Councilman Carrino was excused at 10:25 P. M.)

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION DISMISSING THE APPEAL OF THE MUNICIPAL COUNCIL FROM A DECISION OF THE BOARD OF ADJUSTMENT, GRANTING A VARIANCE TO CHASE CHEMICAL COMPANY. (229-235 OLIVER STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck met with the Council February 14, 1978)

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$535,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, SALARIES AND WAGES, OTHER PAY, OVERTIME-\$185,000.; PROFESSIONAL CONSULTANT SERVICES-\$275,000.; POLICE DEPARTMENT, SALARIES AND WAGES, OTHER PAY, OVERTIME-\$55,000.; FIRE DEPARTMENT, SALARIES AND WAGES, OTHER PAY, OVERTIME-\$20,000.; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Budget Officer Banker, Public Works Director Friscia, Fire Director Caufield, Police Director Williams and Traffic Division Commanding Officer Melchior met with the Council March 14, 1978)

Councilman Tucker expressed concern that many City employees authorized to work overtime in connection with recent snow storms were not employed by City agencies directly concerned with snow removal efforts. He recommended the City Clerk communicate with Business Administrator Buck strongly urging that in the future, wherever possible, he should utilize employees of the Division of Sanitation and other appropriate personnel of the Department of Public Works to carry out the required work.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH MARTINEZ, SENIOR V. D. ATTENDANT, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF VENEREAL DISEASE FOR PERIOD BEGINNING FEBRUARY 22, 1978 AND ENDING AUGUST 22, 1978. (WORKING AS PARK PATROLMAN WITH ESSEX COUNTY PARK POLICE AND ATTENDING SCHOOL AS PART OF THE PROGRAM - FIRST LEAVE BEGAN AUGUST 22, 1977)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANTHONY OLAM, FIELD REPRESENTATIVE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF CONTAGIOUS DISEASES FOR PERIOD BEGINNING SEPTEMBER 16, 1977 AND ENDING MARCH 16, 1978. (ANOTHER CITY POSITION - FIRST LEAVE BEGAN MARCH 16, 1977)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following

March 15, 1978

votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

/ 7-R-e.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ALBERTA
DAWSON SHARIF, SOCIAL CASEWORKER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE
FOR PERIOD BEGINNING FEBRUARY 28, 1978 AND ENDING AUGUST 29, 1978. (ANOTHER POSITION -
FIRST LEAVE BEGAN AUGUST 29, 1977)

A motion to adopt the resolution was made by Councilman James, seconded
by Councilman Martinez and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

/ 7-R-f.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE
JULIANO, SANITATION FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION FOR
PERIOD BEGINNING JANUARY 1, 1978 AND ENDING JULY 1, 1978. (ASSIGNED TO SAFE AND CLEAN
STREETS, MANAGER - FIRST LEAVE BEGAN JANUARY 1, 1976)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

/ 7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN
AMOUNT OF \$2,264.98, PAYABLE TO RICHARD A. PEREIRA AND JOSEPH P. DISABATO, ESQ., 105
NORTH THIRD STREET, HARRISON, NEW JERSEY UPON RECEIPT OF A GENERAL RELEASE AND ANY OTHER
DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR OVERTIME COMPENSATION PAID WHILE
AN EMPLOYEE OF THE FEDERAL ASSISTED CODE ENFORCEMENT PROGRAM OF THE CITY OF NEWARK
FOR PERIOD MARCH, 1971 TO OCTOBER, 1973 AND ATTENDANCE AT CLASS FOR EDUCATIONAL PURPOSES
WHICH HE WAS NEVER PAID. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY WHICH WAS
ENTERED IN PLAINTIFF'S FAVOR OF \$1,728. PLUS INTEREST OF \$536.98, A TOTAL OF \$2,264.98)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded
by Councilman Bottone and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

March 15, 1978

7-R-h.

RESOLUTION AUTHORIZING FINANCE DIRECTOR AND TAX COLLECTOR TO CANCEL OUTSTANDING TAXES AGAINST 578-586 SOUTH 19TH STREET, BLOCK 340, LOT 48-50 FOR 1977 IN AMOUNT OF \$1,128.50 OWNED BY TRI-CITY CITIZENS' ECONOMIC UNION #1, 578-586 SOUTH 19TH STREET, NEWARK, NEW JERSEY; ASSESSED IN ERROR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM MONARCH FEDERAL SAVINGS AND LOAN ASSOCIATION, OWNER OF PREMISES 668 CLINTON AVENUE, BLOCK 3039, LOT 47, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION BY THE MUNICIPAL COUNCIL EXPRESSING THE CITY OF NEWARK'S OPPOSITION TO SECTION 40:55D-12(c) OF THE MUNICIPAL LAND USE LAW, WHICH PROVIDES THAT MAXIMUM CHARGE FOR PREPARING PROPERTY OWNERS LIST BE \$10.; AND RECOMMENDING FEE OF \$.35 PER NAME OR \$25., WHICHEVER IS GREATER, BE SUBSTITUTED IN PLACE OF PRESENT \$10. MAXIMUM CHARGE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO APEX COLOR WORKS, INC., 64 CHAPEL STREET, NEWARK, NEW JERSEY 07105, THE SUM OF \$152.51, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE ON ERRONEOUS BILL RENDERED ON ACCOUNT NO. 09-425-1750-00, 64 CHAPEL STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

March 15, 1978

7-R-1.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND NINETY DOLLARS (\$90.00)
TO MR. ALLEN WILSON WILLIAMS FOR PEDDLER LICENSE NOT USED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN
AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$110,958.96, FOR OVERPAYMENTS CARRIED ON
BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD
JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1967, 1968, 1972, 1973, 1974, 1975, 1976,
1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND
EXECUTE A CONTRACT WITH PHILIP EISENSTAT, O. D., FOR DELIVERY OF MEDICAL SERVICES AT
NEWARK DIVISION OF HEALTH, FROM APRIL 1, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE
PAID \$6,142.50. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL
SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACTS WITH LOWEST
RESPONSIBLE BIDDERS FOR DEMOLITION OF BUILDINGS AS SPECIFIED IN ATTACHED SCHEDULE #1,
FOR TOTAL SUM OF \$44,484., AS PROVIDED FOR IN ACCORDANCE WITH BIDS AND SPECIFICATIONS
RECEIVED OCTOBER 18, 1977. (BIRCH ORGANIZATION, INC.-\$8,733., BUJAC DEMOLITIONS, INC.-
\$19,826., PETER JUZEFYK EXCAVATING CO. INC.-\$4,600., A TURSI-\$2,925., WILLIAM M. YOUNG
& CO. INC.-\$8,400.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by

March 15, 1978

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Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-p.

RESOLUTION RATIFYING AGREEMENT BETWEEN CITY OF NEWARK AND NEW JERSEY DEPARTMENT
OF COMMUNITY AFFAIRS TO AMEND SAID AGREEMENT ENTITLED "FINAL TIME AND BUDGET AMENDMENT"
DATED NOVEMBER 7, 1977; AND AUTHORIZING MAYOR TO EXECUTE AMENDED AGREEMENT TO EXTEND
TERMINATION DATE UNTIL OCTOBER 31, 1977 TO CLOSE OUT FY 74-75 SAFE AND CLEAN
NEIGHBORHOODS PROGRAM BASIC GRANT. (NO EXPENDITURE OF ANY PUBLIC FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-q.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE
PLANNING TO SUBMIT APPLICATION ON BEHALF OF CITY OF NEWARK TO STATE LAW ENFORCEMENT
PLANNING AGENCY (SLEPA) FOR FUNDS IN CONNECTION WITH PROJECT ENTITLED "INDEPENDENCE
HIGH SCHOOL" 5TH YEAR. (NO EXPENDITURE OF PUBLIC FUNDS BY CITY OF NEWARK REQUIRED)
(SLEPA-\$20,117., STATE BUY-IN-\$1,118., LOCAL CASH-\$1,118. (MATCHING FUNDS TO BE PRO-
VIDED BY PROJECT), TOTAL-\$22,353.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO
NEW JERSEY STATE DEPARTMENT OF HEALTH REQUESTING FUNDS TO CONTINUE NEWARK URBAN RODENT
AND INSECT CONTROL PROJECT DURING PERIOD JUNE 1, 1978 TO MAY 31, 1979. (NO EXPENDITURE
OF MUNICIPAL FUNDS BY CITY OF NEWARK REQUIRED) (TOTAL ESTIMATED BUDGET \$384,431. WHICH
INCLUDES \$50,293. AS CITY IN-KIND MATCH)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

March 15, 1978

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH ATLANTIC ELEVATOR COMPANY, INCORPORATED, 527 WASHINGTON AVENUE, BELLEVILLE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 77-42, REHABILITATION TO THREE (3) EXISTING ELEVATORS AT 786 BROAD STREET, NEWARK, FOR TOTAL SUM OF \$11,900. AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS TO FULFILL GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500. (FUNDS FOR THIS PROJECT PROVIDED in 1978 OPERATING BUDGET OF DEPARTMENT OF PUBLIC WORKS, SURPLUS PROPERTY, FUND 11, DEPARTMENT 07, AGENCY 01, ACCOUNT 171)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH CONVENIENCE AND SAFETY CORPORATION, 919 THIRD AVENUE, NEW YORK, NEW YORK, THE HIGHEST BIDDER FOR PROJECT KNOWN AS CONTRACT NO. 77-28R, INSTALLATION OF BUS STOP SHELTERS AND MAINTENANCE OF LITTER CANS, FOR A MINIMUM ANNUAL AMOUNT OF \$50,000. FOR A TEN YEAR PERIOD IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER DESIGNATING THE DIRECTOR OF ENGINEERING AS ADMINISTRATOR OF THIS PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council March 14, 1978)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH SCAFAR CONTRACTING INCORPORATED, 155 NORTH 15TH STREET, BLOOMFIELD, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-11, CONSTRUCTION OF CURBS AND SIDEWALKS AND TREE PLANTING ON JAMES STREET, FOR TOTAL SUM OF \$25,000.; AS SHOWN IN PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; CITY RESERVES RIGHT AT ITS OPTION TO EXTEND SAID CONTRACT TO FULL AMOUNT OF BID UP TO \$36,605. (SOURCE OF FUNDS - SAFE AND CLEAN NEIGHBORHOOD PROGRAM, DISCRETIONARY GRANT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by

Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-v.

RESOLUTION APPOINTING CONSTABLES FOR A TERM ENDING DECEMBER 31, 1978 AND
APPROVING THEIR BONDS AS TO SUFFICIENCY. (HARRY J. ATKINS, BERTRAM BOROK, LLEWELLYN
CUMMINS, HORACE P. WIGGINS)

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH D.
McGINLEY, CHIEF ELECTRICAL INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF
INSPECTIONS, FOR PERIOD BEGINNING JANUARY 31, 1978 AND ENDING JULY 31, 1978. (WORKING
ON MULTIPLE DWELLING PROGRAM - FIRST LEAVE BEGAN JANUARY 31, 1975)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-x.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MAMIE HALE,
SUPERVISOR OF ACCOUNTS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR
PERIOD BEGINNING MARCH 1, 1978 AND ENDING AUGUST 31, 1978. (TO CONTINUE WITH MPDO,
DEPARTMENT OF ADMINISTRATION, PURCHASING DIVISION - FIRST LEAVE BEGAN AUGUST 29, 1968)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-y.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOHN M.
SNEAD, ASSISTANT CHIEF SANITARY INSPECTOR, ENVIRONMENTAL SANITATION, DEPARTMENT OF
HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 8, 1978 AND
ENDING JULY 8, 1978. (TO ATTEND SCHOOL FULL TIME - FIRST LEAVE BEGAN JULY 8, 1977)

A motion to adopt the resolution was made by President Harris, seconded by
Councilwoman Villani and declared adopted by President Harris by the following votes:

March 15, 1978

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-z. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH V. RACIOPPI, SANITARY INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 24, 1978 AND ENDING JULY 24, 1978. (ASSISTANT COORDINATOR OF DEMOLITION ON FEDERAL PROGRAM - FIRST LEAVE BEGAN JANUARY 24, 1977)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-ba. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH EULE, SOCIAL CASEWORKER SUPERVISOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING DECEMBER 19, 1977 AND ENDING JUNE 19, 1978. (ILLNESS - FIRST LEAVE BEGAN JUNE 13, 1977)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bb. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$8,500. PAYABLE TO MINNIE ALSTON AND BLUME, KALB & WEISEMAN, 5 COMMERCE STREET, NEWARK, NEW JERSEY, NO CHECK TO BE ISSUED UNTIL ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL HAVE BEEN RECEIVED BY HIM, IN SETTLEMENT OF CLAIM FOR INJURIES RECEIVED BY MINNIE ALSTON WHEN SHE FELL OVER A BASE OF POLE LEFT PROTRUDING ABOVE THE GROUND, (ABUTTING LANDOWNER PAYING \$3,350., COUNTY \$150. AND CITY \$8,500., SETTLEMENT \$12,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bc. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$650. IN SETTLEMENT OF CLAIM FOR DAMAGE TO CITY VEHICLE DRIVEN BY POLICE OFFICER WHEN IT COLLIDED WITH VEHICLE OWNED BY JERRY PEYTON AND OPERATED BY GERALDINE PEYTON AT INTERSECTION OF SHERMAN AVENUE AND EARL STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT PAYABLE TO EDWARD DAUGETT AND ESSEX NEWARK LEGAL SERVICES, 449 CENTRAL AVENUE, NEWARK, IN FULL AND COMPLETE SETTLEMENT OF CLAIM, UPON RECEIPT OF DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR UNIFORM ALLOWANCE OF \$85. OWED HIM WHEN HE RESIGNED AS AN AUXILIARY POLICE OFFICER IN AUGUST, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION GIVING CONSENT TO PILGRIM BAPTIST HOUSING ASSOCIATION 2, LIMITED, FOR THE ASSIGNMENT, TRANSFER AND CONVEYANCE BY IT OF ITS HOUSING PROJECT AT 143-169 AVON AVENUE, MORE PARTICULARLY DESCRIBED IN APPLICATION, TO "PILGRIM BAPTIST VILLAGE, INC." AND THE BENEFITS AND BURDENS OF SAID TAX ABATEMENT AGREEMENT SHALL ACCRUE TO THE LATTER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION GIVING CONSENT TO PILGRIM BAPTIST HOUSING ASSOCIATION 1, LIMITED, FOR THE ASSIGNMENT, TRANSFER AND CONVEYANCE BY IT OF ITS HOUSING PROJECT AT 422-462 BERGEN STREET, MORE PARTICULARLY DESCRIBED IN APPLICATION, TO "PILGRIM BAPTIST VILLAGE, INC." AND THE BENEFITS AND BURDENS OF SAID TAX ABATEMENT AGREEMENT SHALL ACCRUE TO THE LATTER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

March 15, 1978

7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$3,176.40 MADE PAYABLE TO "WILBUR SMITH AND ASSOCIATES AND THEIR ATTORNEYS, McELROY, CONNEL, FOLEY AND GEISER, ESQS.," UPON RECEIPT OF A WARRANT OF SATISFACTION EXECUTED BY THEM IN FAVOR OF CITY AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF JUDGMENT FOR NEWARK'S SHARE OF PAYMENT FOR PERFORMING PARKING STUDY AND SITE EVALUATION IN ESSEX HEIGHTS AREA. (\$2,500. PLUS INTEREST AND COST OF SUIT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING AND CITY CLERK TO EXECUTE AGREEMENT BETWEEN THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND THE CITY OF NEWARK, COVERING REIMBURSEMENT FOR HIGHWAY LIGHTING MAINTAINED WITHIN LIMITS OF ROUTE 21 IN CITY OF NEWARK, FOR TERM JANUARY 1, 1978 TO DECEMBER 31, 1978; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO FILE NECESSARY INVOICES AND APPLICATION TO RECEIVE REIMBURSEMENT OF \$22,560. BASED UPON SCHEDULE CONTAINED IN AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSECTION IN 1978 MUNICIPAL BUDGET ITEM OF ANTICIPATED REVENUE, "MISCELLANEOUS REVENUE" IN SUM OF \$45,000. UNDER CAPTION OF CIVILIAN CAB STARTER PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$45,000., CIVILIAN CAB STARTER PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM WILLIAM M. GREENE AND YVONNE GREENE, HIS WIFE, OWNERS OF PREMISES 681-683 SOUTH 12TH STREET, BLOCK 1216, LOTS 48 AND 49, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$500. MADE PAYABLE TO JOHN A. WILLIAMS AND HERMAN BRYANT AND YALE L. GREENSPOON, THEIR ATTORNEYS, UPON RECEIPT BY CORPORATION COUNSEL OF THOSE DOCUMENTS DEEMED NECESSARY, IN FULL SETTLEMENT OF CLAIM FOR PERSONAL INJURIES AND LOSS OF WAGES; BOTH PARTIES FELL THROUGH STAIRWAY LEADING FROM SECOND FLOOR TO FIRST FLOOR LANDING IN CITY-OWNED PROPERTY 247 PESHINE AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, SALARIES AND WAGES, NEW JERSEY CERTIFIED HEALTH SERVICES (PUBLIC HEALTH PHYSICIAN, PART TIME)-\$225. TO DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, SALARIES AND WAGES, HEALTH OFFICER-\$225., PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

March 15, 1978

7-R-bn.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION OF REVENUE COLLECTIONS, OTHER SALARIES AND WAGES, SUPERVISOR OF REPAIRS AND MAINTENANCE-\$600. TO DEPARTMENT OF FINANCE, DIVISION OF REVENUE COLLECTIONS, SALARIES AND WAGES, ASSISTANT TAX COLLECTOR-\$600., PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION DESIGNATING FRANK TOLTL AS "MR. BOYS' CLUB OF THE EAST WARD."

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see Page 4 in the minutes of this meeting)

7-R-bp.

RESOLUTION AUTHORIZING TRANSFER OF 1977 RESERVE APPROPRIATIONS, OFFICE OF THE MAYOR AND AGENCIES, MUNICIPAL COURTS, SALARIES AND WAGES, OTHER SALARIES AND WAGES-\$25,000. AND DEPARTMENT OF RECREATION AND PARKS, DIVISION OF PARKS AND GROUNDS, SALARIES AND WAGES, OTHER SALARIES AND WAGES-\$73,000. TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATION-\$98,000.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING TRANSFER OF 1977 RESERVE APPROPRIATIONS, FROM OFFICE OF THE MAYOR AND AGENCIES, MUNICIPAL COURTS, OTHER SALARIES AND WAGES-\$45,058. TO OFFICE OF THE MAYOR AND AGENCIES, BOARD OF ADJUSTMENT OVERTIME-\$93.; OFFICE OF THE MAYOR AND AGENCIES, MUNICIPAL COURTS, OVERTIME-\$712.; DEPARTMENT OF RECREATION AND PARKS, DIVISION OF RECREATION MAINTENANCE, OVERTIME-\$2,180.; DEPARTMENT OF RECREATION AND PARKS, DIVISION OF RECREATION PROGRAMS, OVERTIME-\$368.; DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, OVERTIME-\$611.; DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, OVERTIME-\$10,717.; DEPARTMENT OF POLICE, OVERTIME-\$22,000.; DEPARTMENT OF FIRE, OVERTIME-\$8,377.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by

Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-br.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF JAMES

DOUGLAS WARD, BROTHER OF CENTRAL WARD DEMOCRATIC CHAIRMAN EULIS WARD.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bs.

RESOLUTION COMMENDING AND CONGRATULATING THE MEMBERS AND PASTOR OF THE

CONGREGATION OF THE FIRST MOUNT ZION BAPTIST CHURCH ON THE 100TH ANNIVERSARY OF THE
FOUNDING OF THAT RENOWNED INSTITUTION.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bt.

RESOLUTION COMMENDING COACH CLEO HILL AND THE 1977 - 78 ESSEX COUNTY COLLEGE

BASKETBALL SQUAD FOR OUTSTANDING PERFORMANCE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

7-R-bu.

RESOLUTION RATIFYING CONTRACT WITH NORTH WARD EDUCATIONAL AND CULTURAL CENTER

FOR RECONSTRUCTION OF FIRE DAMAGED HISTORIC STRUCTURE AT 346 MT. PROSPECT AVENUE, FOR
PERIOD NOVEMBER 1, 1977 TO MARCH 15, 1978; AND AUTHORIZING MPDO TO ENTER INTO CONTRACT
WITH NORTH WARD EDUCATIONAL AND CULTURAL CENTER FOR RECONSTRUCTION AND RESTORATION OF
FIRE DAMAGED HISTORIC STRUCTURE AT 346 MT. PROSPECT AVENUE, FOR PERIOD MARCH 16, 1978
TO OCTOBER 31, 1978, IN AMOUNT OF \$159,092., BUDGETED IN COMMUNITY DEVELOPMENT BLOCK
GRANT ALLOCATION PURSUANT TO HOUSING AND DEVELOPMENT ACT OF 1974 (42 USC 5301, P.L.
93-383). (NO ADDITIONAL FUNDS TO BE REQUIRED BY CITY OF NEWARK) (CONTRACT AWARDED
PURSUANT TO CHAPTER 303 OF PUBLIC LAWS OF 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

March 15, 1978

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NEWARK RECYCLING, INC., 909 BROAD STREET, NEWARK, ONLY BIDDER, TO PROVIDE A PAPER RECYCLING PROGRAM FOR SUM NOT TO EXCEED \$8,050. FOR TRAINING 15 PARTICIPANTS, FOR PERIOD MARCH 16, 1978 TO SEPTEMBER 30, 1978. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III (YETP))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION RESCINDING RESOLUTION 7-R-bx, DECEMBER 28, 1977, "RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER IN THE AMOUNT OF \$47,865."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NEWARK TENANTS COUNCIL INC., 11 HILL STREET, NEWARK, ONLY BIDDER, TO PROVIDE A YOUTH COMMUNITY SERVICES PROGRAM FOR SUM NOT TO EXCEED \$20,000. FOR TRAINING 34 PARTICIPANTS, FOR PERIOD MARCH 20, 1978 TO SEPTEMBER 30, 1978. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III (YETP))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING APPLICATION BE MADE TO COMMISSIONER OF ENVIRONMENTAL PROTECTION FOR A GRANT IN AMOUNT OF \$3,042,875., EQUAL TO 50% OF ESTIMATED PROJECT COST AS LISTED ON DEPARTMENT OF ENVIRONMENTAL PROTECTION PROGRAM PARTICIPATION INTEREST FORM (VGB 121); FURTHER AUTHORIZING EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO EXECUTE AND FILE SUCH INTEREST FORM WITH COMMISSIONER OF ENVIRONMENTAL PROTECTION TO PROVIDE ADDITIONAL APPLICATION INFORMATION AND FURNISH SUCH DOCUMENTS AS MAY BE REQUIRED AND TO ACT AS THE AUTHORIZED CORRESPONDENT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1978 MUNICIPAL BUDGET ITEM OF ANTICIPATED REVENUE FROM STATE LAW ENFORCEMENT PLANNING AGENCY, PROJECT #3057, SUBGRANT NO. A-A-8-31-77, "UNIFIED VAILSBURG SERVICES ORGANIZATION PROJECT" - \$112,522. (SLEPA-\$106,600., State Buy-In-\$5,922, Total-\$112,522.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ca.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$112,522., STATE LAW ENFORCEMENT PLANNING AGENCY, PROJECT 3057, SUBGRANT NO. A-A-8-31-77 "UNIFIED VAILSBURG SERVICES ORGANIZATION PROJECT," SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1978 MUNICIPAL BUDGET ITEM OF ANTICIPATED REVENUE FROM STATE LAW ENFORCEMENT PLANNING AGENCY, PROJECT #2998, SUBGRANT NO. A-A-8-272-76 "NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT, 4TH YEAR" - \$105,555. (SLEPA-\$100,000., State Buy-In-\$5,555., Total-\$105,555.)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cc. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$105,555., STATE LAW ENFORCEMENT PLANNING AGENCY, PROJECT NO. 2998, SUBGRANT NO. A-A-8-272-76 "NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT, 4TH YEAR," SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cd. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1978 MUNICIPAL BUDGET ITEM OF ANTICIPATED REVENUE FROM STATE LAW ENFORCEMENT PLANNING AGENCY, PROJECT #2828, SUBGRANT NO. A-A9-167-76 "VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER -3RD YEAR" - \$47,865. (SLEPA-\$45,346., State Buy-In-\$2,519, Total-\$47,865.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-ce. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$47,865., STATE LAW ENFORCEMENT PLANNING AGENCY, PROJECT #2828, SUBGRANT NO. A-A9-167-76 "VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER," SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Janes, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-cf.

RESOLUTION AUTHORIZING APPLICATION BE MADE TO COMMISSIONER OF ENVIRONMENTAL PROTECTION FOR AUTHORIZATION TO CHANGE LOCATION OF ORCHARD PARK SITE (TAX BLOCK NO. 893) TO JACKSON PARK SITE (TAX BLOCK NO. 2821); AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO EXECUTE AND FILE SUCH APPLICATION WITH COMMISSIONER OF ENVIRONMENTAL PROTECTION, TO PROVIDE ADDITIONAL INFORMATION AND FURNISH SUCH DOCUMENTS AS MAY BE REQUIRED AND TO ACT AS THE AUTHORIZED CORRESPONDENT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker related he had an opportunity to meet Mr. George Chranewycz, Chief of Planning and Execution, Newark Housing Authority, before the meeting. He indicated some of the properties that are allocated in this particular application are embodied within it. Councilman Tucker recommended the Council direct the City Clerk to communicate with the Mayor's Policy and Development Office to indicate clearly the Council does not want to have any kind of major displacement of individuals when the application is finally approved. In other words, they should start negotiating with those particular people immediately.

The City Clerk was directed to communicate with Business Administrator Buck and Mayor's Policy and Development Office Executive Director David Dennison advising that there might be major displacement of residents living in close proximity to the property in question. The Council, therefore, strongly urges them to initiate appropriate negotiations with these persons to minimize any problems which might arise concerning this project.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY TO PROVIDE A BUILDING MAINTENANCE REPAIRMAN PROGRAM FOR TRAINING 30 PARTICIPANTS, FOR PERIOD MARCH 16, 1978 TO SEPTEMBER 30, 1978, FOR SUM NOT TO EXCEED \$74,205. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III (YETP))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-ch.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO AMEND CONTRACT WITH MOUNT CARMEL GUILD (RESOLUTION 7-R-bc, FEBRUARY 1, 1978) TO PROVIDE WORK EXPERIENCE FOR HANDICAPPED YOUTH (IN-SCHOOL AND OUT-OF-SCHOOL) TO INCREASE FUNDING LEVEL FROM \$106,346. TO \$305,491. (SOURCE OF FUNDS - TITLE III (YCCIP))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION EXTENDING WARM GREETINGS AND GOOD WISHES TO WILLIAM MORLEY, GRAND MARSHAL, AND PATRICIA REILLY, DEPUTY GRAND MARSHAL, OF THE 1978 NEWARK SAINT PATRICK'S DAY PARADE AND TO ALL CITIZENS AND ORGANIZATIONS PARTICIPATING IN THIS YEAR'S CELEBRATION OF SAINT PATRICK'S DAY.

(For action on this Motion, see Page 5 in the minutes of this meeting)

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE CITY'S LAW DEPARTMENT TO INVESTIGATE THE FEASIBILITY OF DRAFTING AN ORDINANCE PROHIBITING THE USE OF COLORED LIGHTING IN SUPERMARKET BUTCHER DEPARTMENTS WHICH DECEIVE CONSUMERS INTO BUYING INFERIOR CUTS OF MEAT, was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION ENDORSING THE EFFORTS OF JOEL R. JACOBSON AND THE STATE DEPARTMENT OF ENERGY TO MAKE AVAILABLE TO NEW JERSEY HOMEOWNERS STATE-SUPPORTED GRANTS TO BE APPLIED TO THE COST OF INSTALLING SOLAR HEATING AND HOT WATER SYSTEMS; FURTHER, IN A TIME WHEN THE NATION MUST REDUCE ITS RELIANCE ON FOREIGN PETROLEUM PRODUCTS, ENCOURAGING THE STATE TO INCREASE ITS ANNUAL ALLOCATION FOR THE DEVELOPMENT OF ALTERNATIVE ENERGY SOURCES, ESPECIALLY FOR PROGRAMS WHICH PROVIDE DIRECT ASSISTANCE TO THE STATE'S SENIOR CITIZENS, was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH MR. JOSEPH VANACORE, GENERAL MANAGER OF NEW JERSEY AIRPORTS, AND REQUEST THAT PORT AUTHORITY PERSONNEL CEASE THE PRACTICE OF UTILIZING ELIZABETH TAXICABS FOR USE OF PASSENGERS AT THE NORTH TERMINAL AT NEWARK INTERNATIONAL AIRPORT, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

(For further action on this matter, see Pages 28 - 31 in the minutes of this meeting)

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 2, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EMPIRE STREET."

(Empire Street, both sides, from the Route 22 entrance ramp and extending 440 feet northerly therefrom, 8 A. M. to 5 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 2, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET."

(West on Raymond Boulevard to South on Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5, 1978 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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8-c.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 3, 1978,
ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN
KRO ASSOCIATES, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN
AS 707 BROAD STREET, NEWARK, NEW JERSEY, FOR A TERM OF THREE (3) YEARS PURSUANT TO
N.J.S. 40A:12-5(a)(1); AND FURTHER AUTHORIZING THE EXECUTION OF A COLLATERAL AGREEMENT
WITH STATE MUTUAL LIFE ASSURANCE COMPANY OF AMERICA, FIRST MORTGAGEE OF SAID PREMISES,
TO DEFINE THE RELATIONSHIP BETWEEN THE CITY AND THE FIRST MORTGAGEE." (First year-
\$225,000., second year-\$226,000., third year-\$227,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Pages 9 through 12 in the minutes of this meeting)

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED MARCH 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,
'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISH-
ING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO
CREATE THE TITLE AND SALARY RANGE FOR COMMUNITY RECREATION COORDINATOR, 40 HRS.)"

(Community Recreation Coordinator 1978 \$10,236. - \$12,209.)
 (40 Hrs.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED MARCH 6, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY
STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF
NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS
A ONE-WAY STREET."

(Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

8-f. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED MARCH 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED,
'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING
SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO
CREATE THE POSITION OF PEDIATRICIAN, P.T., 19 HOURS)"

(Pediatrician, P. T. \$27,232. - \$27,232.)
(19 Hours per week)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5,
1978 Calendar of the Municipal Council for first reading was made by Councilwoman
Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED MARCH 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 10, CHAPTER 10,
SECTION 1, SUBSECTION 2, SECTION 2, SUBSECTION 4 AND SECTION 3 OF THE REVISED ORDINANCES
OF THE CITY OF NEWARK, NEW JERSEY 1976."

(This ordinance increases maximum amount of exempt improvements of residential
properties to \$10,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5,
1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker,
seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED MARCH 6, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC
CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY
OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5,
1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez,

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seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 7, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO ENTER INTO AN AMENDMENT TO THE LEASE AGREEMENT WITH THE NEWARK SYMPHONY HALL, INC. FOR THE RENTAL OF THE SYMPHONY HALL AT 1020 BROAD STREET FOR THE SUM OF \$1.00 PER ANNUM."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5, 1978 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 14, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 5, SECTION 20(e) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 AS AMENDED AND SUPPLEMENTED."

(2:5-20. Powers and Duties. (Taxicab Commission)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 14, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 53 AND SECTION 54 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(24:1-53. Hearings and Notice of Hearings; review and decision and 24:1-54. Civil Penalties)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

March 15, 1978

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

8-1. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED MARCH 14, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING TITLE 23, TRAFFIC AND
PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED
AND SUPPLEMENTED, BY ADDING THERETO SECTION 23:5-13, RESTRICTED PARKING SPACES."

(This ordinance designates restricted parking spaces for use by persons with
special vehicle identification issued by State Motor Vehicle Division)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 5,
1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez,
seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued
from February 22, 1978 to March 7, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Parent Association of St. Benedict's Elementary School	7401 (Amended)
Polish Falcons of America - Nest 104	7502 (Amended)
Holy Name Society - Sacred Heart Church, Vailsburg	7516 (Amended)
Queen of Angels PTA	7526 (Amended)
Residents for Community Action	7553 (Amended)
Beth David Jewish Center	7563 (Amended)

SENIOR CITIZENS

The Kretchmer Social and Friendship Tenants
Club for Senior Citizens

March 15, 1978

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Waverly Park Temple	7588 (Amended)
Newark Renaissance House, Inc.	7634
Essex-West Hudson Federation of Holy Name Societies	7635
North Ward Educational and Cultural Center, Inc.	7636
Branch Brook Home and School Association of Branch Brook School	7637
New Hope Baptist Church	7638
The Black Youth Organization	7639
St. Columba Church	7641
St. Mary's Guild for Children	7642
St. Mary's Guild for Children	7643
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	7644
North Ward Educational and Cultural Center, Inc.	7645

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

This meeting adjourned at 11:10 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

Newark, New Jersey, March 27, 1978

A meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:30 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Carrino, Giuliano, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 22, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a.

RESOLUTION PROVIDING FOR THE READING OF THE BUDGET FOR THE TAX YEAR 1978 BY ITS

TITLE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, Tucker, Villani, President Harris.

The City Clerk: The Local Municipal Budget of the City of Newark for the Year 1978 was approved by the Municipal Council on the 27th of February, 1978. The budget was advertised in accordance with law in the Star Ledger issue of March 11, 1978. In the advertisement, 1:00 P. M., or as soon thereafter as the Council can convene, on the 27th day of March, 1978, in the Council Chamber of the Newark City Hall, was established as the hearing date. This being the date, time and place, it is respectfully requested that the President declare open the hearing on the 1978 Approved Budget.

President Harris: The public hearing on the 1978 Budget of the City of Newark is declared open.

No one appearing, a motion to close the hearing was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, Tucker, Villani, President Harris.

Councilman Giuliano stated he is strongly in favor of a reduction in the tax rate as a deserving reward to the 49,000 Newark property owners who pay a substantial portion of the Municipal Operating Budget. However, he supports the proposed budget only with the reassurance that it will not result in any employee layoffs or reduction in the quality of essential City services.

7-R-b.

RESOLUTION FIXING AND DETERMINING THE SUM OF \$30,123,337.00 AS THE AMOUNT OF MONEY NECESSARY FOR USE OF PUBLIC SCHOOLS FOR 1978-1979 SCHOOL YEAR AND APPROPRIATING THE SUM OF \$15,061,918.50 FOR THE USE OF PUBLIC SCHOOLS FOR SCHOOL YEAR 1978-1979 AND \$14,061,918.50 FOR SCHOOL YEAR 1977-1978.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AMENDING RESOLUTION 7-R-d OF DECEMBER 28, 1977 "RESOLUTION APPROPRIATING \$40,990,378. AS TEMPORARY APPROPRIATIONS PRIOR TO THE ADOPTION OF THE 1978 OPERATING BUDGET OF THE CITY OF NEWARK" TO INCREASE TEMPORARY APPROPRIATIONS PRIOR TO THE ADOPTION OF THE 1978 OPERATING BUDGET OF THE CITY OF NEWARK BY \$10,206,613. BY EMERGENCY TEMPORARY APPROPRIATION N.J.S.A. 40A:4-20.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AMENDING RESOLUTION 7-R-f OF DECEMBER 28, 1977 "RESOLUTION ESTABLISHING TEMPORARY APPROPRIATIONS FOR WATER UTILITY AND DEFERRED CHARGES AND STATUTORY EXPENDITURES, WATER UTILITY" TO INCREASE TEMPORARY APPROPRIATIONS FOR WATER UTILITY AND DEFERRED CHARGES AND STATUTORY EXPENDITURES, WATER UTILITY BY \$2,364,530. BY EMERGENCY TEMPORARY APPROPRIATION N.J.S.A. 40A:4-20.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, Tucker, Villani, President Harris.

March 27, 1978

ADJOURNMENT.

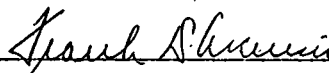
12. A motion to recess this meeting to 1:00 P. M., Monday, April 3, 1978, awaiting approval of the Municipal Budget by the Division of Local Government Services, was made by Councilman Giuliano, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Carrino, Giuliano, Tucker, Villani, President Harris.

The City Clerk: This meeting stands recessed to 1:00 P. M., Monday, April 3, 1978.

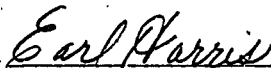
This meeting recessed at 1:35 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



A meeting of the Municipal Council of the City of Newark, New Jersey, to consider further action on the Budget of the City of Newark for Year 1978, held March 27, 1978, was recessed to 1:00 P. M., Monday, April 3, 1978, awaiting approval of the Municipal Budget by the Division of Local Government Services.

President Harris called the meeting to order at 2:30 P. M. and asked for roll call.

Present: Councilmen Bottone, Giuliano, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 27, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk: The Local Municipal Budget of the City of Newark for the Year 1978 was approved by the Municipal Council on the 27th day of February, 1978 and advertised in accordance with law in the Star Ledger issue of March 11, 1978. A public hearing on the Introduced Local Municipal Budget was established, held and closed on the 27th day of March, 1978. The Municipal Budget has not yet been approved by the Division of Local Government Services.

ADJOURNMENT.

12. A motion to recess this meeting to 12:00 Noon, Friday, April 7, 1978, awaiting approval of the Municipal Budget by the Division of Local Government Services, was made by President Harris, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Bottone, Giuliano, Martinez, Villani, President Harris.

The City Clerk: This meeting stands recessed to 12:00 Noon, Friday, April 7, 1978.

This meeting recessed at 2:35 P. M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Earl Harris

Earl Harris
President

Newark, New Jersey, April 5, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:05 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend John Kaluzny, St. Bridget's Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

(Councilman Carrino arrived 1:13 P. M.)

(Councilman Allen arrived 1:25 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 28, 1978 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Resolution 7-R-cd at this time was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cd.

RESOLUTION COMMENDING ARTHUR BALDRICHE, CHIEF OF LAW ENFORCEMENT EXPLORER POST #522, FOR OUTSTANDING SERVICE TO THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

Councilman Giuliano read the resolution in full and presented inscribed resolution to Arthur Baldriche.

(Councilman Carrino arrived 1:13 P. M.)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

A motion to consider Resolution 7-R-ce at this time was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ce. RESOLUTION COMMENDING GLEN LEADBETTER, A MEMBER OF THE LAW ENFORCEMENT EXPLORER POST #522, FOR OUTSTANDING SERVICE TO THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

Councilman Carrino read the resolution in full and presented inscribed resolution to Glen Leadbetter.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to consider Resolution 7-R-cf at this time was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cf. RESOLUTION COMMENDING DONNA ROMAN, A MEMBER OF THE LAW ENFORCEMENT EXPLORER POST #522, FOR OUTSTANDING SERVICE TO THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

Councilman Martinez read the resolution in full and presented inscribed resolution to Donna Roman.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris recognized the presence of some young citizens in the audience of Project Link who are visiting here with us, accompanied by their teacher Mr. James Campbell.

April 5, 1978

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD FEBRUARY 16, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF SCHOOL ESTIMATE, HELD NOVEMBER 29, 1977.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF SCHOOL ESTIMATE, HELD DECEMBER 14, 1977.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF SCHOOL ESTIMATE, HELD FEBRUARY 14, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF JANUARY, 1978.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

/4-f.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, 1978 FINANCIAL REPORT.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-g.

The City Clerk presented REPORT OF CONSUMER ACTION, FOR THE MONTH OF JANUARY 1978, SUBMITTED BY DENNIS G. CHEROT, DIRECTOR.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-h.

The City Clerk presented REPORT OF SUMMARY OF CITY-OWNED PROPERTY, REVENUE ACCOUNTS, FOR THE MONTH OF FEBRUARY, 1978, SUBMITTED BY ACTING TAX COLLECTOR KENNETH A. JOSEPH.

(Copy submitted to each Member of the Council)

A motion that the Report of Summary of City-Owned Property be received and placed on file was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-i.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF FEBRUARY, 1978.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/4-j.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD FEBRUARY 22, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

April 5, 1978

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Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

4-k.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD FEBRUARY 22, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on

Lincoln Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by

April 5, 1978

Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 6-F-d.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, SECTION 85.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD A PARAGRAPH (e) TO PROVIDE FOR THE MEMBERS OF THE CITIZENS ADVISORY BOARD TO RECEIVE A STIPEND FOR EACH MEETING THEY ATTEND.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

April 5, 1978

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EMPIRE STREET.

(Empire Street, both sides, from the Route 22 entrance ramp and extending 440 feet northerly therefrom, 8 A. M. to 5 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeases are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET.

(West on Raymond Boulevard to South on Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following

April 5, 1978

votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

(Councilman Allen arrived 1:25 P. M.)

6-F-h.

The City Clerk read AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR COMMUNITY RECREATION COORDINATOR, 40 HOURS).

(Community Recreation Coordinator	1978	\$10,236. - \$12,209.)
(40 Hours)		

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt this ordinance on first reading was made by Councilman James, seconded by Councilman Tucker.

Councilman James said it was his understanding that this ordinance has been adopted on first reading at the last meeting and would appear before the Council on second reading and final passage at this meeting.

The City Clerk indicated the minutes of that meeting disclosed this ordinance had been moved from communications to first reading at this meeting.

Councilman Tucker suggested a resolution be prepared making this ordinance effective immediately upon signature by the Mayor after adoption on second reading and final passage at the April 19, 1978 meeting.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS A ONE-WAY STREET.

April 5, 1978

(Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION OF PEDIATRICIAN, P.T. 19 HOURS).

(Pediatrician, P.T. (19 Hours per week) \$27,232. - \$27,232.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND TITLE 10, CHAPTER 10, SECTION 1, SUBSECTION 2, SECTION 2, SUBSECTION 4 AND SECTION 3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1976.

(This ordinance increases maximum amount of exempt improvements of residential properties to \$10,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

/ 6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 6-F-m.

The City Clerk read AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO ENTER INTO AN AMENDMENT TO THE LEASE AGREEMENT WITH THE NEWARK SYMPHONY HALL, INC. FOR THE RENTAL OF THE SYMPHONY HALL AT 1020 BROAD STREET FOR THE SUM OF \$1.00 PER ANNUM.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance

is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, SECTION 20(e) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(2:5-20 Powers and Duties (Taxicab Commission).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

6-F-o.

The City Clerk read AN ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 53 AND SECTION 54 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(24:1-53 Hearings and Notice of Hearings; Review of Decision and

24:1-54 Civil Penalties)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

6-F-p. The City Clerk read AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO SECTION 23:5-13, RESTRICTED PARKING SPACES.

(This ordinance designates restricted parking spaces for use by persons with special vehicle identification issued by State Motor Vehicle Division)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to consider AN ORDINANCE TO AMEND TITLE 15, CHAPTER 15, CHAPTER 9B SECTION 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, under Ordinances for First Reading was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-q. The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 15, CHAPTER 9B, SECTION 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This ordinance pertains to landlord hardships)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by Councilman Tucker.

Councilman Tucker said as a matter of clarification for the record, the substance of the ordinance has been somewhat modified based on a meeting directly with the tenants and landlords. Again for our own edification, we are talking about withdrawing one word "shall", dealing with inspections, and that has been changed to "may" and also the period of time the inspection if the Rent Control Board deems it necessary that an inspection be held has been extended from 15 days to 30 days. He thinks these are the major points we are dealing with, the concerns that were raised at the meeting with the tenants and landlords. It was the decision of the meeting at that point and time that we would interject these changes.

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Councilwoman Villani said this shows results of combined efforts of the tenants and the property owners. It shows that when they get together they can work out their problems peacefully and this is the result of these amendments.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

A motion to consider Item 8-b under Ordinances for First Reading was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-r.

The City Clerk read AN ORDINANCE TO CONTROL SOIL EROSION, SEDIMENTATION AND RELATED ENVIRONMENTAL DAMAGE IN THE CITY OF NEWARK, NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

A motion to consider Item 8-g under Ordinances for First Reading was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-s.

The City Clerk read AN ORDINANCE GRANTING PERMISSION TO THE NEWARK MORNING LEDGER COMPANY TO CONSTRUCT AND MAINTAIN 2-4½" DIAMETER GALVANIZED AND 1-4" DIAMETER PVC FOR THE PNEUMATIC TUBE AND 2-4" DIAMETER PVC TELEPHONE DUCTS ALL WITHIN A PNEUMATIC TUBE SYSTEM EASEMENT 5'-6" WIDE CROSSING COURT STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

At a later time in the meeting, a motion to consider "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)," under Ordinances for First Reading was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes,

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Carrino questioned whether the Law Department has given assurance that this formula is within the decision made recently by the Courts or are we going to go through the same thing again that we did last time. He does not understand why we have to stick to a formula, but if that is the desire of the Council, has the Law Department given us assurance we will not face the same thing that we faced two weeks ago.

City Clerk D'Ascensio replied that the Corporation Counsel, at the pre-meeting conference, stated that these ordinances were prepared to meet the objections raised at the recent successful law suit against the City.

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6-F-t.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE).

(Annual salary shall be equal to the total annual compensation paid to the Fire Chief, plus 6% of the total annual compensation paid to the Fire Chief. Total compensation shall be defined to include the annual salary, holiday allowance and longevity to be defined as 10% of the Fire Chief's annual salary. (Fire Director - \$36,562.58)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

At a later time in the meeting, a motion to consider "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF POLICE)," under Ordinances for First Reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-u.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF POLICE).

(Annual salary shall be equal to the total annual compensation paid to the Police Chief, plus 6% of the total annual compensation paid to the Police Chief. Total

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compensation shall be defined to include the annual salary, holiday allowance and longevity to be defined as 10% of the Police Chief's annual salary). (Police Director - \$36,111.97)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 19, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 64-66 BROOKDALE AVENUE, BLOCK 4063, LOT 45, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 54-66 Brookdale Avenue, Newark, New Jersey, Block 4063, Lot 45, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$2,700., pursuant to the provisions of N.J.S. 40A:1-213 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14 (c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE PUERTO RICAN LEGAL COMMITTEE INC. FOR PREMISES COMMONLY KNOWN AS 109-111 CHESTER AVENUE, NEWARK, NEW JERSEY, BLOCK 680, LOT 34, FOR THE SUM OF (\$379.00) THREE HUNDRED SEVENTY-NINE DOLLARS PER YEAR, OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF ONE YEAR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Puerto Rican Legal Committee Inc, is a non-profit corporation of the State of New Jersey which has tax exempt status with respect to both the State of New Jersey and the Federal Government; and
2. That the premises commonly known as 109-111 Chester Avenue, Newark, New Jersey, Block 680, Lot 34, owned by the City of Newark, are not required for governmental purposes; and
3. That the Tax Collector of the City of Newark pursuant to N. J.S.A. 40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with The Puerto Rican Legal Committee Inc., for a term of one year at a nominal annual rental of three hundred seventy-nine dollars (\$379.00) or the County taxes, whichever is greater; and
4. That the subject premises shall be used by the tenants for the promotion of the health, safety, morals and general welfare of the community; pursuant to N.J.S.A. 40A:12-15 paragraph (I) and, which lease shall contain a provision permitting the landlord to recapture said premises on 30 days prior written notice to tenant; and

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5. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report setting forth the use to which the leasehold was put, the activities of the tenant undertaken in furtherance of the public purposes for which this lease is granted, the approximate value or cost of any activities conducted on the lease premises; an affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal Law; and
6. That the subject premises shall be used by the tenant for the purpose of providing the Hispanic community with legal services, which shall serve approximately 200 persons; and
7. That copies of the executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and
8. That the tenant shall not be permitted to erect any structures upon the leased premises, and subletting is prohibited; and
9. That a copy of the Certificate of Incorporation for said tenant, filed in the Office of the Secretary of State of New Jersey on April 9, 1975, setting forth the purposes of said corporation is attached hereto and made part hereof.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST THE SALARY RANGE FOR SUPERVISOR OF ACCOUNTS, HEALTH AND WELFARE AND SUPERVISOR OF PATIENT ACCOUNTS, AND TO CORRECT THE SALARY RANGE FOR ALLERGY TECHNICIAN, PART-TIME).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor", (6S&FM) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to adjust the salary range for Supervisor of Accounts, Health and Welfare and Supervisor of Patient Accounts, and to correct the salary range for Allergy Technician, part-time as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervisor of Accounts Health and Welfare 999249	1978	\$9,010	\$10,547
Supervisor of Patient Accounts 250160	1978	9,010	10,547
Allergy Technician, Part-Time (2 hours per week) 442120	1978	1,378	1,378

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, with are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance and directing the City Clerk to invite Acting Director of Health and Welfare Wilson and Personnel Officer Veltri to meet with the Council at their pre-meeting conference April 18, 1978 was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN KRO ASSOCIATES, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 707 BROAD STREET, NEWARK, NEW JERSEY, FOR A TERM OF THREE (3) YEARS PURSUANT TO N.J.S. 40A:12-5(a)(1); AND FURTHER AUTHORIZING THE EXECUTION OF A COLLATERAL AGREEMENT WITH STATE MUTUAL LIFE ASSURANCE COMPANY OF AMERICA, FIRST MORTGAGEE OF SAID PREMISES TO DEFINE THE RELATIONSHIP BETWEEN THE CITY AND THE FIRST MORTGAGEE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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1. That premises commonly known as 707 Broad Street, designated as Block 53, Lot 38, on the Official Tax Maps and Tax Duplicate (year 1978) of the City of Newark are necessary for the performance of its governmental functions.

2. That pursuant to N.J.S. 40A:12-5(a)(1) the Mayor of the City of Newark, New Jersey is hereby authorized to enter into a written lease agreement with Kro Associates, Debtor-in-Possession of the subject premises, for a period of three (3) years at a rental of \$225,000.00 for the first year, \$226,000.00 for the second year and \$227,000.00 for the third year. Such authorization is expressly conditioned upon the execution of a written lease agreement for the sub-letting of three (3) floors of the premises, which floors are not necessary for the performance of the City's governmental functions.

3. That the Mayor of the City of Newark, New Jersey is hereby further authorized to enter into a collateral agreement with State Mutual Life Assurance Company of America, First Mortgagee of said premises, to define the relationship between the City and the First Mortgagee.

4. That copies of the proposed lease agreement and collateral agreement be on file in the office of the City Clerk of the City of Newark, New Jersey, for examination during regular business hours.

5. That the lease with Kro Associates authorized by this Ordinance is subject to the approval of the United States Bankruptcy Court for the Southern District of New York.

6. That copies of the executed lease shall be filed with the Clerk of the City of Newark, New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, adver-

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tised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1977.

(This ordinance pertains to landlord hardships)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. LOUIS J. SMITH, PRESIDENT, NEWARK TAXICAB DRIVERS ASSOCIATION, 82 WEST ALPINE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to having taxi rates increased by 25% which was proposed by the taxi drivers and owners and passed by the Taxicab Commission three weeks ago as a minimal increase request. They alleged they have not had an increase since 1974. Many of the drivers and owners lives depend on the revenue generated from driving the taxies. The taxicab industry is an industry that provides service to the citizens of Newark. They requested that someone realize they are not going to stop this fight, they may use different alternatives, but the fight will continue until the rate increase is granted.

6-HC-b.

MR. SAMUEL COHN, 115 OLD SHORT HILLS ROAD, WEST ORANGE, NEW JERSEY, a representative of the taxi industry, 20th Century, Yellow Cab in the City of Newark and Red Top stated their organization is one of the largest in the State of New Jersey. By virtue of their size they are forced to suffer larger portions of losses that are incurred in the taxi industry. Their cabs are literally being torn up by virtue of conditions of the streets, yet they keep them up. Cost of replacements are astronomical, gasoline, insurance, etc. and you can see they are in need of an increase. He listened to Mr. Smith's plea for an increase and would like to go along with that because the only way their industry can get additional funds to increase the calibre of the vehicles in the street is to get additional funds. They need relief and they need it now.

Councilman Tucker brought the speaker up to date as to what the Council is attempting in this area. Our last attempt to meet with the Mayor was Monday of this week and at that point we were not able to meet directly with him based on our own

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responsibility as a Council. The new meeting has been scheduled for Tuesday. He thinks the Council, as a body, after interacting with the Mayor has to consider what its options are going to be. He is of the opinion we should have the meeting directly with the Mayor and pending what his particular view on his particular comments are, we should subsequently meet as a body shortly after that to figure out a plan of action. He does not believe that any of the Members of the Council support the position that things should stay where they are. There may be some points of contention with respect to the amount of requested increase. He does firmly believe that the Council shares the opinion that he and Mr. Smith raised and we will affirmatively move forward on it. He does not want to go into more explicit detail except to say we will have a meeting with the Mayor on Tuesday at 1:00 P. M. and shortly after that meeting we will meet as a body and decide exactly what our particular posture will be.

/ 6-HC-c.

MR. WILBURT KORNEGAY, 838 SOUTH 15TH STREET, NEWARK, NEW JERSEY, BLOCK
PRESIDENT, and former Chairman and present Member of the New Jersey College of Medicine and Dentistry Community Advisory Center and Director of Madison Avenue Recreational Association said he has had an opportunity to organize in various communities especially in the South Ward and he knows election time is coming up, he knows the Municipal Council and City government has accomplished many things during their tenure and wished the Council luck in their election.

The speaker addressed the Council pointing out some things within his community that need improvement. Their neighborhoods very desperately need rehabilitation and stabilization. He thinks this can be achieved through more cooperation by the City with Block Associations. He also pointed out that a concentrated effort must be made in the next tenure to bring business into the City of Newark as far as entertainment and as far as recreation is concerned.

Councilman Allen said that Johnson Avenue, if you ride through there, all those buildings have been rehabilitated and people are living there. This is about completed and behind the Boys Club you will see a \$3½ million recreation park, mini golf course, etc.

Councilman James said we have never agreed with Councilman Martinez that the East Ward pays more taxes than other Wards because of downtown areas and the industrial sites located in the East Ward is the reason they might pay a greater portion of taxes. However, if you were to equate individual homeowners payment, he is quite sure you will find the South Ward, the Clinton Hill, Weequahic, Forest Hills, Vailsburg and other sections of Newark, they too, the homeowners pay a higher rate of taxes equal to the East Ward as well. We will have to do more with abandoned buildings. We have come a

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long way in that area, the National Guard has been out there helping out. We need to take down more buildings, our school children have been molested because of abandoned structures that attract delinquents and other people with leisure time. Mr. Kornegay's area stands out in our City as one of the most beautiful areas where the program of rehabilitation started under the new HDRC with Tom Massaro. Yes, we need street resurfacing and we will start with South 15th Street. If you drive up Madison Avenue and you look left and right and you see the homes have been rehabilitated, the new lighting, the new streets, the new curbing, one of the finest areas in the City that would rival all of the other communities in the area that we are trying to stabilize. We hope to do more and we plan to do more. Please understand that it was this Council that supplied recreational needs. What would have happened to those children without Project Link and all our other school children if the Board of Education had closed down this summer every playground in the City of Newark. It was this Council last year and standing firm this year that kept viable recreation facilities available to our school children. We are saying that there are many problems in that area and it has been this Council which has become community oriented and we are going to continue to address ourselves to the problem that the speaker has brought to our attention.

President Harris congratulated Mr. Kornegay for the wonderful job he is doing.

RESOLUTIONS AND MOTIONS.

7-R-a.

RESOLUTION DISMISSING THE APPEAL OF THE MUNICIPAL COUNCIL FROM A VARIANCE TO

CHASE CHEMICAL COMPANY. (229-235 OLIVER STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck met with the Council February 14, 1978).

The City Clerk indicated he received letter from Corporation Counsel Perillo as follows:

TO: FRANK D'ASCENSIO
City Clerk

FROM: SALVATORE PERILLO
Corporation Counsel

RE: APPEAL OF CHASE CHEMICAL COMPANY ZONING VARIANCE

On October 26, 1977, an appeal was filed with the Municipal Council in the above matter. To date, the appellant has not forwarded to your office the transcript of the proceedings below.

In light of the above, the Municipal Council would be entirely proper in adopting a resolution dismissing the above appeal as a result of the failure of the appellant to perfect his appeal within a reasonable period of time.

April 5, 1978

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

Not Voting: Councilman Tucker.

/7-R-b.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANNE KUEHNER, PUBLIC HEALTH NURSE SUPERVISOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH BUREAU OF PUBLIC NURSING, FOR PERIOD BEGINNING JANUARY 1, 1978 AND ENDING JULY 1, 1978. (ANOTHER CITY POSITION - FIRST LEAVE BEGAN JANUARY 1, 1976)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/7-R-c.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARENCE PARKER, CHIEF SANITARY INSPECTOR, ENVIRONMENTAL SANITATION, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, BUREAU OF CHILDHOOD LEAD POISONING, FOR PERIOD BEGINNING JANUARY 1, 1978 AND ENDING JUNE 30, 1978. (CONTINUE WITH FEDERAL PROGRAM - FIRST LEAVE BEGAN JANUARY 1, 1975)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/7-R-d.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PATRICIA DZWONCZYK, CLERK TYPIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JANUARY 1, 1978 AND ENDING JUNE 30, 1978. (CONTINUE WITH FEDERAL PROGRAM - FIRST LEAVE BEGAN JANUARY 1, 1975)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/7-R-e.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ACNES BROOGOS, SENIOR CLERK STENOGRAPHER, DEPARTMENT OF LAW, FOR PERIOD BEGINNING MARCH 2, 1978 AND ENDING SEPTEMBER 1, 1978. (PERSONAL - FIRST LEAVE BEGAN SEPTEMBER 1, 1977)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDITH BRESCIA, BUILDING SERVICE WORKER, DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, BUREAU OF PUBLIC BUILDINGS, FOR PERIOD BEGINNING MARCH 8, 1978 AND ENDING SEPTEMBER 8, 1978. (TO CONTINUE WORKING IN BOARD OF ADJUSTMENT - FIRST LEAVE BEGAN MARCH 8, 1976)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrion and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris

7-R-g.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM BEATRICE J. BROWN, SINGLE, OWNER OF PREMISES 62 MILLER STREET, BLOCK 2799, LOT 27, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM JEAN REIGELHAUPT, WIDOW, OWNER OF PREMISES 421 SOUTH 18TH STREET, BLOCK 322, LOT 15, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION APPOINTING JOSEPH ANTHONY PEREZ, 396 WALNUT STREET, NEWARK, NEW JERSEY, SPECIAL POLICEMAN FOR YEAR ENDING DECEMBER 31, 1978. (ARSON SQUAD)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

/ 7-R-j.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE (\$25.) TO MATTIE MARIE HOWARD FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-k.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS (\$25.) TO MR. CHARLES BROWN, JR. FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-l.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND FIFTEEN DOLLARS (\$15.) TO MS. ROMAIN MCQUARTERS FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 7-R-m.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. DAVID BRAELOW, 4951 CHERRY AVENUE, SAN JOSE, CALIFORNIA, 95118, THE SUM OF \$547.26, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE AS A CREDIT BALANCE, DUE TO PAYMENT MADE ON OVERESTIMATED WATER-SEWER BILL RENDERED ON ACCOUNT NO. 02-099-3350-00, 503 SOUTH 18TH STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REFUND SUM OF \$850. TO GLADYS HINTON, AS DEPOSIT FOR CITY-OWNED PROPERTY LOCATED AT 83 WINANS AVENUE, BLOCK 2611, LOT 17. (OUTSTANDING FEDERAL LIEN EXISTS AGAINST SAID PROPERTY).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, ON SATURDAY, APRIL 8, 1978; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 321 JUNK VEHICLES, RECOVERED AND UNCLAIMED, NOW IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, SALE OF SCRAP METALS, NEWARK DEMOLITION TEAM; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION DESIGNATING NINTH AVENUE, BETWEEN SOUTH NINTH STREET AND EAST ORANGE CITY LINE AS A THROUGH STREET AND INSTALLING STOP SIGNS ON THE NEAR RIGHT SIDE OF EACH STREET INTERSECTING THROUGH STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$18,501.92 PAYABLE TO JOHN G. MORELLO AND HIS ATTORNEYS FRANZBLAU, FALKIN AND DE MARZIO UPON RECEIPT OF A WARRANT OF SATISFACTION EXECUTED BY THEM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR LEGAL SERVICES RENDERED TO JOHN MORELLO, NEWARK POLICE OFFICER WHO WAS INDICTED BY ESSEX COUNTY GRAND JURY, WHICH INDICTMENT CHARGED HIM WITH MURDER OF AN INDIVIDUAL DURING THE 1974 LABOR DAY DISTURBANCES. (TRIED IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY AND WAS ACQUITTED; INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY, SEEKING TO COMPEL PAYMENT BY CITY OF NEWARK FOR HIS ATTORNEY'S FEES AND COURT JUDGMENT WAS ENTERED IN FAVOR OF PLAINTIFF AGAINST CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,500. PAYABLE TO JAMES TILLERY, JR. AND BARBARA TILLERY AND BROWN, VOGELMAN & ASHLEY. THEIR ATTORNEYS, UPON RECEIPT BY CORPORATION COUNSEL'S OFFICE OF THOSE DOCUMENTS DEEMED NECESSARY, FOR PERSONAL INJURIES SUSTAINED TO JAMES TILLERY, JR. WHEN DISTURBANCES AROSE IN COUNCIL CHAMBER AS RESULT OF ACTIONS BY PEOPLE'S LABOR PARTY ON OR ABOUT SEPTEMBER 5, 1973.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$3,500.
PAYABLE TO ANTONIO AND CARMEN MARTINEZ AND THEIR ATTORNEY, ANTHONY J. IULIANI, UPON
RECEIPT BY THE CORPORATION COUNSEL'S OFFICE OF THOSE DOCUMENTS DEEMED NECESSARY;
FOR ALLEGED PERSONAL INJURIES SUSTAINED TO ANTONIO MARTINEZ WHO WAS STRUCK BY BULLET
FIRE BY UNKNOWN PERSONS IN BRANCHBROOK PARK ON OR ABOUT SEPTEMBER 1, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN
AMOUNT OF \$758.02 PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY, 80 PARK
PLACE, NEWARK, NEW JERSEY, ATTENTION WILLIAM R. CALDWELL, ASSISTANT TO CLAIM AGENT, UPON
RECEIPT OF A GENERAL RELEASE FROM PUBLIC SERVICE ELECTRIC AND GAS COMPANY; FOR DESTROY-
ING LIGHT POLE NO. 486, LOCATED AT CORNER OF CLINTON AVENUE AND SOUTH 21ST STREET
IRVINGTON, BY CITY EMPLOYEE WHO WAS TOWING MOTOR BROOM TO VICTORIA STREET GARAGE FOR
REPAIRS WHEN TOW CHAIN BROKE AND BROOM HIT AND DESTROYED SAID POLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION RESCINDING RESOLUTION 7-R-a, NOVEMBER 2, 1977, "RESOLUTION
APPROVING APPLICATION AND PLAN OF STUDENTS AND FACULTY FAMILY HOUSING COMPANY A, A
LIMITED-DIVIDEND LIMITED PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR REHABILITATION
OF AN APARTMENT BUILDING PROVIDING 39 DWELLING UNITS FOR STUDENTS AND FACULTY OF THE
COLLEGES AND UNIVERSITY IN NEWARK AT 93-101 BLEEKER STREET, MORE PARTICULARLY DESCRIBED
IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 30
YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1
ET SEQ., AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF
COMMUNITY AFFAIRS OF THE STATE OF NEW JERSEY."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

April 5, 1978

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AMENDING RESOLUTION 7-R-t, JANUARY 4, 1978, CONTRACT WITH AARON FINKELSTEIN, M.D. FOR PERIOD JANUARY 1, 1978 TO MARCH 31, 1978; TO CHANGE FUNDING FROM CERTIFIED HEALTH SERVICES TO PROFESSIONAL CONSULTANT AND SPECIALIZED SERVICES, LINE #141.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION RATIFYING CONTRACT WITH A & A CLEANING CONTRACTORS INC., FOR PERIOD MARCH 1, 1978 TO APRIL 5, 1978; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH A & A CLEANING CONTRACTORS INC., 344 SOUTH JEFFERSON STREET, ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PERIOD APRIL 6, 1978 AND TERMINATING FEBRUARY 28, 1979, TO PROVIDE JANITORIAL MAINTENANCE SERVICES FOR POLICE PRECINCTS, CITY HALL ANNEX AND VARIOUS CITY AGENCIES, FOR TOTAL SUM OF \$155,820., IN ACCORDANCE WITH CONTRACT SPECIFICATIONS; \$47,500. FROM TEMPORARY BUDGET OF DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY; CONTRACT IS CONTINGENT UPON AND SUBJECT TO ADOPTION OF 1978 BUDGET FOR BALANCE OF CONTRACT COST OF \$108,320.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AMENDING RESOLUTION 7-R-ba, JANUARY 18, 1978, CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES UNLIMITED BY INCLUDING THE FOLLOWING, "THAT THE REQUIREMENTS FOR AN ERROR AND OMISSIONS INSURANCE POLICY BE ELIMINATED" AND ALL OTHER CONDITIONS OF THE CONTRACT ARE TO REMAIN THE SAME.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

7-R-ba.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEW JERSEY STATE TRAINING AND EMPLOYMENT SERVICE TO PROVIDE AN OCCUPATIONAL AND CAREER SERVICE TRAINING PROGRAM; FOR PERIOD APRIL 6, 1978 AND TERMINATING SEPTEMBER 30, 1978; FOR AMOUNT NOT TO EXCEED \$60,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III (YETP). (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK MANPOWER SKILLS CENTER TO PROVIDE A WELDING TECHNICIAN TRAINING PROGRAM FOR (60) TRAINEES; FOR PERIOD APRIL 6, 1978 AND TERMINATING MAY 21, 1979; FOR AMOUNT NOT TO EXCEED \$78,023.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III (STIP). (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION ACCEPTING BID OF MATHEMATICA POLICY RESEARCH CO. TO LEASE APPROXIMATELY 770 SQUARE FEET OF FLOOR SPACE ON THE 10TH FLOOR AT CITY-OWNED PREMISES 605 BROAD STREET, BLOCK 18, LOTS 27, 28, 77, NEWARK, NEW JERSEY, FOR \$288.75, PER MONTH FOR A 1 YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT; AND AUTHORIZING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

7-R-bd.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO EXECUTE A BARGAIN AND SALE DEED CONVEYING CITY-OWNED PROPERTY LOCATED AT 419 SOUTH 11TH STREET AND 434-436 SOUTH 12TH STREET, BLOCK 284, LOTS 19 AND 29 TO ARACE BROTHERS FOR TWO THOUSAND DOLLARS. (\$2,000.) (RESOLUTION 7-R-y, MARCH 1, 1978 - THE BETTER WAY AUCTION).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 385-391 BELMONT AVENUE, BLOCK 2675, LOTS 43 AND 44, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS. (PUEBLO HOLDING CO.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 233 NORTH 7TH STREET, BLOCK 1930, LOT 38, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS. (NEW COMMUNITY CORP).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE AN AMENDATORY CONTRACT WITH INSTITUTIONAL & INDUSTRIAL FOOD SERVICE OF WANAMASSA, NEW JERSEY, FOR PERIOD OF TWO (2) MONTHS FROM JULY 1, 1977 TO SEPTEMBER 2, 1977, BY AMENDING SECTION II OF CONTRACT "CONTRACTOR SHALL PROCURE AND MAINTAIN WORKMEN'S COMPENSATION IN ACCORDANCE WITH LAWS OF STATE OF NEW JERSEY, LIABILITY COVERAGE FOR BODILY INJURY IN AMOUNT OF \$500,000. AND PROPERTY DAMAGE IN AMOUNT OF \$50,000. INSTEAD

OF \$1,000,000. AND \$100,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris.

Councilman Tucker said the point he is raising is whether the City was in receipt of assurance that they will hold us harmless as discussed in the pre-meeting conference.

City Clerk D'Ascensio replied that the Law Department has assured us at the pre-meeting conference to the effect that the contractor now provides an assurance that they would save the City harmless of any damage claims.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

Councilman Carrino stated for the record that many times Newark based contractors missed out on contracts because they could not get an adequate insurance policy or they could not put up a bond or because the employer payroll taxes might be too much for them to be a low bidder and here is a company that is out-of-town and does not have an insurance policy. They didn't even bid, they just got the contract. They did not have an insurance policy. They performed a function for a certain period of time and now where they violated the law we are changing the laws so that they don't have to worry about having insurance. He does not think it is fair to Newark based outfits that we are so stringent with them and an out-of-town company can get off the hook for not doing something that was supposed to have been done.

Councilman Bottone indicated he would like to change his vote only on the strength of what Councilman Carrino said.

Councilman Tucker stated for the record that it should be noted that this was not a bidded contract and it was basically an emergency period where the original bidder defaulted and they brought someone in for a short period of time. The question is now, since this has already been rendered, first of all he feels very strongly about Newark based firms and the fact remains this service has already been rendered and to hold up the resolution it would only penalize the person who in effect was in receipt of the contract. The other point is that we would be forcing the contractor to go to court for services he already rendered. Clearly the decision to him was not primarily in his hands but within the department of Health's hands to hire the contractor.

April 5, 1978

Councilman Allen indicated he would like to change his vote to the negative.

President Harris indicated that he has strong reservations about this resolution and he stated them upstairs and he cannot honestly and in good conscience support it. If it is necessary for this particular contractor to go to court, so be it, because the Corporation Counsel on a number of occasions, in our special conferences, questions were raised about settling with individuals who have problems with the City of Newark. He has stated without hesitation, let them go to court. It is a matter of record. The reservations he has with this, in spite of the fact the man has performed his obligations, centers around the fact that without accepting bids someone sought this contractor who operates in Wanamassa, New Jersey and he can assure them that not one employee resides in the City of Newark, but in Wanamassa and indicated he would like to change his vote to the negative.

Councilman Villani indicated she would like to change her vote to the negative.

Councilman James indicated he would like to change his vote to the negative.

Councilman Giuliano indicated he would like to change his vote to the negative.

City Clerk D'Ascensio stated the votes stand as follows:

Yes: Councilman Tucker.

No: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

The City Clerk stated this resolution has failed of adoption.

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING ACTING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO NEW JERSEY STATE DEPARTMENT OF EDUCATION FOR A TOTAL OF \$1,445,175. IN ORDER TO IMPLEMENT THE 1978 NEWARK SUMMER FOOD PROGRAM; NO MATCH OR EXPENDITURE OF FUNDS REQUIRED BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

1091

7-R-bi.

RESOLUTION AUTHORIZING ACTING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT PROPOSAL TO DIVISION OF DRUG ABUSE CONTROL OF NEW JERSEY STATE DEPARTMENT OF HEALTH REQUESTING FUNDS FOR CONTINUATION OF NEWARK MULTIPHASIC DRUG TREATMENT PROGRAM (M.D.T.P.) FOR PERIOD JUNE 25, 1978 TO JUNE 24, 1979, IN AMOUNT OF \$416,250. (NATIONAL INSTITUTE OF DRUG ABUSE-\$249,750., NEW JERSEY STATE DEPARTMENT OF HEALTH-CASH MATCH-\$41,625., CITY OF NEWARK-MATCH, IN-KIND-\$76,349. CITY-\$48,526., TOTALLING \$124,875.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris.

Not Voting: Councilman Martinez.

7-R-bj.

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT, DATED JANUARY 1, 1976 (RESOLUTION 7-R-dk, JULY 16, 1975), AS AMENDED ON DECEMBER 28, 1977 (RESOLUTION 7-R-c, DECEMBER 21, 1977) WITH CRAIGMEUR CORPORATION FOR LEASE OF CERTAIN CITY-OWNED PROPERTY LOCATED IN ROCKAWAY TOWNSHIP, TO PROVIDE MODIFICATION OF THE PERCENTAGE PAYMENT SCHEDULE

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING THE CITY CLERK TO ENTER INTO CONTRACT WITH GANN CODES, INC., IN THE AMOUNT OF \$9,660., FOR PREPARATION AND PRODUCTION OF POCKET SUPPLEMENTS TO THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS "PROFESSIONAL SERVICES" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a) (i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

7-R-b1.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH WALTER EVANS, T/A WALTER EVANS TREE SERVICE, 96 CRAWFORD STREET, EAST ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-03R, SECTIONS A, B, AND C TREE PLANTING ALONG LOCAL PUBLIC STREETS (F.P.N.J. 01-51-01467) IN THE FOLLOWING AMOUNTS: SECTION A-\$45,307., SECTION B-\$42,950., SECTION C-\$41,340., TOTALLING \$129,607.; IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN AMOUNT NOT TO EXCEED \$2,500.; FUNDS PROVIDED BY UNITED STATES DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT AGENCY UNDER LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM OF 1976 (55-96-48-250) (DUJETS TREE EXPERTS PROPOSAL WAS NON-RESPONSIVE AND INELIGIBLE FOR CONSIDERATION DUE TO THEIR FAILURE TO COMPLY WITH ARTICLE 61 OF GENERAL CONDITIONS OF CONTRACT NO. 78-03R, SECTIONS A AND B).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH EL FOREST CONSTRUCTION CORPORATION, 421 RAYMOND BOULEVARD, NEWARK LOWEST RESPONSIBLE BIDDER FOR PROJECT KNOWN AS CONTRACT NO. 78-10, RUTGERS UNIVERSITY GARAGE, STREET AND SIDEWALK IMPROVEMENTS ON PORTION OF BLEEKER STREET, UNIVERSITY AVENUE, WARREN STREET AND WARREN PLACE, FOR TOTAL SUM OF \$87,909.; IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN AMOUNT NOT TO EXCEED \$1,500.; FUNDS PROVIDED BY HOUSING COMMUNITY DEVELOPMENT ACT, 2ND YEAR FUND, URBAN RENEWAL ITEM II SITES IMPROVEMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JAMES F. KING, SENIOR ENGINEERING AIDE, DEPARTMENT OF ENGINEERING, FOR A PERIOD BEGINNING MARCH 6, 1978 AND ENDING SEPTEMBER 5, 1978. (CONTINUE WORKING IN FEDERAL PROGRAM - FIRST LEAVE BEGAN

April 5, 1978

SEPTEMBER 6, 1977)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO GERALDINE SMITH, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, BUSINESS ADMINISTRATOR'S OFFICE, FOR PERIOD BEGINNING JUNE 10, 1977 AND ENDING DECEMBER 10, 1977. (POSITION ON FEDERAL PROGRAM - FIRST LEAVE BEGAN JUNE 10, 1972)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO GERALDINE SMITH, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, BUSINESS ADMINISTRATOR'S OFFICE, FOR PERIOD BEGINNING DECEMBER 10, 1977 AND ENDING JUNE 10, 1978. (POSITION ON FEDERAL PROGRAM - FIRST LEAVE BEGAN JUNE 10, 1972)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO ISSUE CHANGE ORDER TO E.I. CONSTRUCTORS, INC. IN AMOUNT OF \$34,250.; RESOLUTION 7-R-de, FEBRUARY 16, 1977 AWARDED CONTRACT TO E.I. CONSTRUCTORS, INC. FOR CONSTRUCTION OF R-6 PARK; ADDITIONAL FUNDS NEEDED TO INSTALL FLOODLIGHTING TO PERMIT NIGHT USE OF BASEBALL FIELD; FUNDS PROVIDED BY SAFE AND CLEAN NEIGHBORHOOD PROGRAM, DISCRETIONARY GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

The City Clerk indicated he received letter from Corporation Counsel Perillo as follows:

TO: FRANK D'ASCENSIO
City Clerk

FROM: SALVATORE PERILLO
Corporation Counsel

RE: RESOLUTION NO. 7RBQ-ENGINEERS, INC.

April 5, 1978

At the premeeting of the Municipal Council on April 4, 1978, Director Zach appeared in reference to the above matter and indicated that the change order for which he was requesting Municipal Council approval involves the contractor who was the lowest bidder on an alternate that the City requested bids on, in addition to the basic contract.

In light of his explanation, and in light of the fact that unless the Municipal Council acts on this matter at their meeting of April 5, 1978, the funds for this contract will lapse, and it is my opinion that the proposed resolution and change order are in proper form.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION AMENDING RESOLUTION 7-R-bt, SEPTEMBER 21, 1977, CONTRACT WITH ST. ANN'S BILINGUAL LEARNING CENTER, INC., BY EXTENDING TERM OF CONTRACT TO OCTOBER 1, 1978 INSTEAD OF MARCH 31, 1978 AND INCREASING AMOUNT OF CONTRACT FROM \$106,525 TO \$213,050.; SOURCE OF FUNDS - TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR "SECURITY SERVICES FOR NRHA PROJECT"; FUNDING FROM SLEPA-\$224,905., LOCAL CASH-\$182,610.(TO BE PROVIDED BY NEWARK HOUSING AUTHORITY); TOTALLING \$407,515.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE ON BEHALF OF CITY OF NEWARK ANY AND ALL NECESSARY DOCUMENTS, UPON DELIVERY TO HIM OF SUM OF \$4,000. IN BEHALF OF CITY OF NEWARK, IN ORDER TO DISCHARGE WORKMEN'S COMPENSATION LIEN AGAINST

April 5, 1978

ROBERT LOCKETT, POLICE OFFICER, WHO SUSTAINED PERSONAL INJURIES ARISING OUT OF AND IN CAUSE OF EMPLOYMENT AS RESULT OF MOTOR VEHICLE COLLISION DUE TO ALLEGED NEGLIGENCE OF GERALDINE AND JERRY PEYTON. (WORKMEN'S COMPENSATION JUDGMENT RENDERED BY WORKMEN'S COMPENSATION COURT IN BEHALF OF ROBERT LOCKETT; WORKMEN'S COMPENSATION LIEN WAS FILED AGAINST SAID TORT FEASOR FOR SUM OF \$8,754.29; INSTITUTED SUIT IN ESSEX COUNTY SUPERIOR COURT AND PRIOR TO TRIAL BEING CONCLUDED ALL PARTIES CONCERNED AGREED SETTLEMENT IN SUM OF \$8,950.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$2,780. PAYABLE TO THOMAS PETRILLO, JANET PETRILLO AND JOSEPH NOUHAN, ESQ., 1 EAST 35TH STREET, PATERSON, NEW JERSEY; FOR DAMAGES TO THEIR BUILDING AT 74-76 BROAD STREET BY NEWARK DEMOLITION TEAM DEMOLISHING BUILDING LOCATED AT 80 BROAD STREET; MATTER TRIED AND JUDGEMENT ENTERED IN FAVOR OF PLAINTIFF FOR SUM OF \$2,700. PLUS \$80. COSTS; FURTHER THAT CORPORATION COUNSEL RECEIVE ALL PAPERS DEEMED NECESSARY BEFORE CHECK IS RELEASED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$375. TO MRS. MAC'S BAKING COMPANY AND CAPRO & BARON, ESQS., 1585 MORRIS AVENUE, UNION, NEW JERSEY, FOR DAMAGES TO ROOF OF PROPERTY LOCATED AT 70-82 HAWTHORNE AVENUE, OWNED BY MRS. MAC'S BAKING COMPANY, BY NEWARK DEMOLITION TEAM WHILE DEMOLISHING PROPERTY LOCATED AT 84-86 HAWTHORNE AVENUE. (FILED CLAIM PURSUANT TO NEW JERSEY TORTS CLAIMS ACT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

7-R-bw.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$1,000.
PAYABLE TO CHARLES WALKER, JR., AND GOLDBERGER, SIEGEL AND FINN, ESQS., MAPLEWOOD,
NEW JERSEY, FOR FALSE ARREST AND IMPRISONMENT ON JULY 10, 1975 AND NOVEMBER 5, 1975
AS ALLEGED RESULT OF ACTION TAKEN BY CITY OF NEWARK THROUGH CERTAIN EMPLOYEES OF POLICE
DEPARTMENT; FURTHER AUTHORIZING POLICE DEPARTMENT TO ERASE ALL OF THE RECORDS OF
ARREST RELATING TO CHARLES WALKER, JR., SOCIAL SECURITY NO. 141-50-8060.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER
INTO CONTRACT WITH MOUNT CARMEL GUILD, INC., TO PROVIDE AN OUT-OF-SCHOOL WORK EXPERIENCE
PROGRAM FOR SUM NOT TO EXCEED \$62,401. FOR PERIOD APRIL 3, 1978 AND TERMINATING OCTOBER
9, 1978; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III,
YETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER
INTO CONTRACT WITH MOUNT CARMEL GUILD, INC. TO PROVIDE IN-SCHOOL AND OUT-OF-SCHOOL WORK
EXPERIENCE PROGRAM FOR SUM NOT TO EXCEED \$153,384. FOR TRAINING OF 302 PARTICIPANTS;
SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION AMENDING RESOLUTION 7-R-q, SEPTEMBER 23, 1976, CONTRACT WITH
NEWARK REDEVELOPMENT AND HOUSING AUTHORITY TO OPERATE A PAINTER'S APPRENTICESHIP TRAIN-
ING PROGRAM, BY EXTENDING TERMINATION DATE FROM SEPTEMBER 30, 1977 TO MARCH 17, 1978; NO
ADDITIONAL FUNDS ARE REQUIRED FOR SAID EXTENSION.

April 5, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION AMENDING RESOLUTION 7-R-a, SEPTEMBER 29, 1977, GRANT-IN-AID CONTRACT TO ACCEPT FUNDS FROM NEW JERSEY STATE DEPARTMENT OF HEALTH, BY AUTHORIZING ACTING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT ADDITIONAL FUNDS TO CONTINUE WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING (W.I.C.) PROGRAM IN SUM OF \$970,375. MAKING A TOTAL OF \$2,090,081. INSTEAD OF \$1,119,706. AND EXTENDING PROGRAM THROUGH SEPTEMBER 30, 1978 INSTEAD OF MARCH 31, 1978; NO MATCH IS REQUIRED BY CITY OF NEWARK AND DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH A.V.A. CONSTRUCTION, INC., 149-151 N.J.R.R. AVENUE, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT KNOWN AS CONTRACT NO. 78-08, RE-CONSTRUCTION OF VARIOUS STREETS AND SIDEWALKS THROUGHOUT THE CITY OF NEWARK (F.P.N.J. 01-51-01467), FOR TOTAL SUM OF \$1,777,673., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN AMOUNT NOT TO EXCEED \$2,500.; FUNDS PROVIDED BY UNITED STATES DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT AGENCY THROUGH LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM IN 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

7-R-cc.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH NEWARK CONSTRUCTION CO. INC., 126 WALNUT STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT NO. 77-11 RECONSTRUCTION OF VARIOUS STREETS IN CITY OF NEWARK F.P.N.J.-01-51-01467, FOR TOTAL SUM OF \$1,268,272.40, IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN AMOUNT NOT TO EXCEED \$2,500.; FUNDS PROVIDED BY UNITED STATES DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT AGENCY LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM IN 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cd.

RESOLUTION COMMENDING ARTHUR BALDRICHE, CHIEF OF LAW ENFORCEMENT EXPLORER POST #522, FOR OUTSTANDING SERVICE TO THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see page 1 in the minutes of this meeting)

7-R-ce.

RESOLUTION COMMENDING GLEN LEADBETTER, A MEMBER OF THE LAW ENFORCEMENT EXPLORER POST #522, FOR OUTSTANDING SERVICE TO THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see page 2 in the minutes of this meeting)

7-R-cf.

RESOLUTION COMMENDING DONNA ROMAN, A MEMBER OF THE LAW ENFORCEMENT EXPLORER POST #522, FOR OUTSTANDING SERVICE TO THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see page 2 in the minutes of this meeting)

7-R-cg.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH SAMUEL KLEIN AND COMPANY WHO WILL AUDIT NEWARK PROGRAM DESIGNATED ELDERLY NUTRITION PROGRAM, FOR AMOUNT NOT TO EXCEED \$2,300. TO BE PAID FROM FUNDS FROM THE DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a); AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

April 5, 1978

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH BENJAMIN BANNEKER ACOUSTICAL CEILINGS AND DRYWALL CO., INC., 1049 BERGEN STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-12, ALTERATIONS AND NEW CONSTRUCTION AT 98-104 MAPLE AVENUE FOR THE SOUTH WARD COMMUNITY CENTER, FOR TOTAL SUM OF \$490,565., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN AMOUNT NOT TO EXCEED \$2,500.; FUNDS PROVIDED FOR BY HOUSING COMMUNITY DEVELOPMENT ACT, 2ND YEAR FUNDS, HUD NEIGHBORHOOD FACILITIES GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker.

Councilman James said that for 8 years the citizens of the South Ward have been waiting for the rehabilitation of the I.J. Supermarket and thanked all the Members of the Council who have been diligently supporting this effort and perhaps by the approval of the resolution today, and the contract is going out to a minority contractor, Mr. Benjamin Banneker of Bergen Street, he believes the South Ward will be transformed to an oasis of beauty and he is happy this is one little token that they are receiving and hope to move forward.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION URGING THE FORMATION OF A NEW TASK FORCE ON PAYMENTS IN LIEU OF TAXES, COMPOSED OF THE MAYOR, MUNICIPAL COUNCILMEN, AND MEMBERS OF THE BUSINESS AND ACADEMIC COMMUNITIES, TO DEVELOP COST FORMULAS FOR REIMBURSEMENT TO THE CITY OF NEWARK FOR MUNICIPAL SERVICES RENDERED TO THE COUNTY OF ESSEX, THE FEDERAL GOVERNMENT, AND THE PORT AUTHORITY OF NEW YORK/NEW JERSEY, WHO OWN APPROXIMATELY \$670 MILLION WORTH OF

April 5, 1978

PROPERTIES IN OUR CITY; FURTHER DIRECTING THE CITY CLERK TO SEND A COPY OF THIS MOTION TO THE MAYOR AND BUSINESS ADMINISTRATOR AND REQUEST THAT THE MAYOR APPOINT SUCH A TASK FORCE AS SOON AS POSSIBLE, SO THAT THE CITY MIGHT RECOVER SOME OF THE MONEY WHICH IT EXPENDS IN PROVIDING SAID SERVICES TO THESE AGENCIES, was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION URGING THE STATE LEGISLATURE TO RESTORE SUFFICIENT MONEY IN THE STATE DEPARTMENT OF HEALTH'S 1979 FISCAL YEAR BUDGET TO ALLOW NEWARK'S HEALTH PROGRAMS TO CONTINUE AT THEIR PRESENT LEVEL OF OPERATION, was made by Councilman Giuliano, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION STRONGLY URGING THE NEW JERSEY STATE DEPARTMENT OF TRANSPORTATION TO SEEK FUNDING FOR THE INSTALLATION OF TWO-WAY RADIOS FOR BUSES OPERATING IN THE CITY OF NEWARK TO AID IN THE REPORTING OF CRIME, ACCIDENTS AND FIRES, was made by Councilman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE WHICH, PURSUANT TO N.J.S.A. 54:4-3.95 (CHAPTER 12, PUBLIC LAWS OF 1977), WOULD ALLOW THE CITY OF NEWARK TO GAIN TAX CONSIDERATIONS TO CITY BUSINESSES WHO MAKE IMPROVEMENTS TO THEIR PROPERTIES, was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-e.

A MOTION NOTING THE DANGER TO SCHOOL CHILDREN, THE ELDERLY, AND HANDICAPPED-CITIZENS FROM MOTORISTS WHO DO NOT COME TO A FULL STOP BEFORE THEY PROCEED TO MAKE A RIGHT TURN AT A RED LIGHT; FURTHER REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO SEEK AND SUPPORT THE REPEAL OF THE 'RIGHT TURN ON RED' LAW IN URBAN AREAS, was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President

Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-f.

A MOTION RECOGNIZING THAT A CRISIS EXISTS IN THE STATE INSURANCE INDUSTRY, ESPECIALLY AS IT PERTAINS TO DISCRIMINATORY AUTO INSURANCE RATES CHARGED TO RESIDENTS OF URBAN COMMUNITIES, AND REQUESTING THE STATE DEPARTMENT OF INSURANCE TO STUDY THE FEASIBILITY OF IMPLEMENTING A STATE-SPONSORED AUTO INSURANCE PROGRAM IN AN ATTEMPT TO PROVIDE EQUITABLE AUTO PREMIUM RATES THROUGHOUT THE STATE, was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 27, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON STREET PARKING AND TRAFFIC FLOW REGULATIONS ON NINTH AVENUE."

(Deleting Ninth Avenue, westbound, from West Market Street to South Ninth Street

Adding Ninth Avenue, both sides, from West Market Street to South Ninth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 19, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINSTRATOR BUCK, RECEIVED MARCH 27, 1978, ENCLOSING PROPOSED, "AN ORDINANCE TO CONTROL SOIL EROSION, SEDIMENTATION AND RELATED ENVIRONMENTAL DAMAGE IN THE CITY OF NEWARK, NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see 6-F-r, on page 13 in the minutes of this

April 5, 1978

meeting)

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 27, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ESTABLISH THE SALARY FOR THE APPOINTEE TO THE POSITION OF EXECUTIVE DIRECTOR, NEWARK HUMAN RIGHTS COMMISSION)."

(Executive Director, N.H.R.C. \$19,887. - \$24,176.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 27, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARY FOR DIRECTOR, DIVISION OF WELFARE)."

(Director, Division of Welfare \$24,176. - \$29,324.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 27, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

April 5, 1978

A motion directing the City Clerk to place this ordinance on the April 19, 1978 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

Not Voting: Councilmen Bottone, Carrino.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 27, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO SCHIABO CORPORATION TO CONSTRUCT AND MAINTAIN 2-4" DIAMETER STEEL ELECTRIC CONDUIT ALL WITHIN AN ELECTRIC CONDUIT EASEMENT 5' WIDE CROSSING NOBLE STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 19, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 27, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO THE NEWARK MORNING LEDGER COMPANY TO CONSTRUCT AND MAINTAIN 2-4½" DIAMETER GALVANIZED AND 1-4" DIAMETER PVC FOR THE PNEUMATIC TUBE AND 2-4" DIAMETER PVC TELEPHONE DUCTS ALL WITHIN A PNEUMATIC TUBE SYSTEM EASEMENT 5'-6" WIDE CROSSING COURT STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, see 6-F-s, on page 14 in the minutes of this meeting)

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 28, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE EDUCATIONAL CENTER URBAN RENEWAL PROJECT, N.J.R-50 (SECOND AMENDMENT)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the April 19, 1978 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 5, 1978

8-1.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MARCH 28, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE OLD THIRD WARD URBAN RENEWAL PROJECT N.J.R-6 (12TH AMENDMENT)." (Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the April 19, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from March 7, 1978 to March 28, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Boys Clubs of Newark-Central Ward Unit	6695 (Amended)
Boys Clubs of Newark-Central Ward Unit	7002
St. Casimir's Parent Teachers Association	7463 (Amended)
Society of the Holy Rosary of St. Francis Xavier Church	7497 (Amended)
Rosary Altar Society-Sacred Heart Church of Vailsburg	7498 (Amended)
St. Bridget's Church	7508 (Amended)
St. Francis Xavier Parent Students Guild	7521 (Amended)
St. James Roman Catholic Church	7572 (Amended)
Congregation Ahavas Sholom	7573 (Amended)
Congregation Chevra Anshe Lubovitz	7584 (Amended)

April 5, 1978

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BINGO LICENSES (Continued)

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. John's Ukrainian Catholic Church	7598 (Amended)
Immaculate Heart of Mary Roman Catholic Church (For Spanish Speaking)	7604 (Amended)
St. Augustine's Holy Name Society	7649
Mt. Carmel Guild - Special Education for the Blind	7651
St. Francis Xavier Roman Catholic Church	7653
Stella Wright Christian Community	7656
St. Michael's Church	7661
St. Michael's Seton Library Guild	7664

SENIOR CITIZEN NO. 28

Kretchmer Elderly Bingo Club

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
New Jersey State Association I.B.P.O.E. of W.	7549 (Amended)
Waverly Park Temple	7588 (Amended)
St. Casimir's Roman Catholic Church	7646
Ladies Auxiliary of Newark Abbey	7647
St. Bridget's Church	7648
St. Bridget's Church	7650
St. Nicholas Greek Orthodox Church	7652
Church of Our Lady of Good Counsel	7654
Holy Name Society of St. Francis Xavier Church	7655
St. John's Rosary Altar Society of St. John's Ukrainian Catholic Church	7657
Friendly Fuld Neighborhood Centers, Inc.	7658
St. Francis Xavier Parent Students Guild	7659
St. John's Rosary Altar Society of St. John's Ukrainian Catholic Church	7662
Our Lady of Mt. Carmel Parent Teachers Association	7663
Sacred Heart Cathedral School	7665
Our Lady of Mt. Carmel Church	7666
Our Lady of the Rosary Church	7667
Pedro Benítez Association, Inc.	7668
St. Rose of Lima Church	7669

April 5, 1978

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.


12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:


Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:45 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, April 7, 1978

A meeting of the April 3, 1978 recessed meeting of the March 27, 1978 meeting of the Municipal Council of the City of Newark, New Jersey, to consider further action on the Budget of the City of Newark for Year 1978, was recessed to 12:00 Noon, or as soon thereafter as the Council can convene, on Friday, April 7, 1978, awaiting approval of the Municipal Budget by the Division of Local Government Services.

President Harris called the meeting to order at 12:40 P. M. and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Martinez arrived at 12:45 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 3, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk: The Local Municipal Budget of the City of Newark for the Year 1978 was approved by the Municipal Council on the 27th day of February, 1978 and advertised in accordance with law in the Star Ledger issue of March 11, 1978. A public hearing on the Introduced Local Municipal Budget was established, held and closed on the 27th day of March, 1978. The Municipal Budget has been approved by the Division of Local Government Services.

(Councilman Martinez arrived at 12:45 P. M.)

RESOLUTIONS.

7-R-a.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE

INCLUSION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," PAYROLL TAXES, \$6,800,000.; RESCINDING RESOLUTION 7-R-d, FEBRUARY 27, 1978.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

7-R-b.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INCLUSION IN 1978 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," PARKING TAXES, \$1,800,000.; RESCINDING RESOLUTION 7-R-e, FEBRUARY 27, 1978.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

7-R-c.

RESOLUTION AMENDING THE BUDGET FOR THE YEAR 1978 AS APPROVED FEBRUARY 27, 1978.

WHEREAS, the local municipal budget for the year 1978 was approved on the twenty-seventh day of February 1978; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex that the following amendments to the approved budget of 1978 be made:

ANTICIPATED REVENUES:

	FROM	TO
1. Surplus Anticipated	6,500,000.00	12,000,000.00
Total Surplus Anticipated	6,500,000.00	12,000,000.00
3. Miscellaneous Revenues:		
Bank Corporation Business Tax (N.J.S. 54:10A-33)	640,000.00	640,645.69
State Aid - Railroad Tax (N.J.S. 54:29A)	-0-	1,105,731.04
Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services:		
State and Federal Revenues Off-Set with Appropriations:		
United Vailsburg Services Organization Project 3057 Subgrant No. A-A-8-31-77	-0-	112,522.00
North Ward Community Youth Enrichment Project 4th Year Project #2998 Sub- Grant No. A-A-8-272-76	-0-	105,555.00
Vindicate Society Residential Treatment Center 3rd Year Project #2828 Sub- Grant No. A-A9-167-76	-0-	47,865.00

3. Miscellaneous Revenues (Continued)FROMTOState and Federal Revenues Off-Set with
Appropriations: (Continued)Port Authority of New York and New
Jersey:

Civilian Cab Starter Program 10,000.00 55,000.00

United States Department of Labor -
Comprehensive Employment and Train-
ing Program 28,542,456.00 29,715,806.00

United States Department of Commerce:

Economic Planning Grant #01-25-01673 -0- 75,000.00

Other Special Items:

Revenue from New Taxes - Payroll
Tax 8,975,000.00 6,800,000.00Revenue from New Taxes - Parking
Lot Receipts 1,500,000.00 1,800,000.00

TOTAL MISCELLANEOUS REVENUES 149,556,419.88 150,347,088.61

4. Receipts from Delinquent Taxes 7,300,000.00 7,543,623.27

5. Subtotal General Revenues (Items 1,2,3
and 4) 163,356,419.88 169,890,711.886. Amount to be Raised by Taxes for
Support of Municipal Budget:(a) Local Tax for Municipal Purposes
Including Reserve for Un-
collected Taxes 49,125,657.04 42,913,551.78Total Amount to be Raised by
Taxes for Support of Municipal
Budget 52,363,030.16 46,150,924.90

7. TOTAL GENERAL REVENUES 215,719,450.04 216,041,636.78

8. GENERAL APPROPRIATIONS

(A) Operations - within 5% "CAPS"

OFFICE OF THE MAYOR:

Mayor's Office:

Other Expenses:

Materials and Supplies 12,000.00 13,500.00
Equipment 1,500.00 2,250.00

Total - Other Expenses 61,185.00 63,435.00

Central Planning Board:

Other Expenses:

Materials and Supplies 575.00 2,075.00

Total - Other Expenses 6,405.00 7,905.00

April 7, 1978

8. <u>GENERAL APPROPRIATIONS (Continued)</u>	<u>FROM</u>	<u>TO</u>
(A) Operations (Continued)		
Board of Alcoholic Beverage Control:		
Other Expenses:		
Materials and Supplies	5,200.00	7,200.00
Total - Other Expenses	11,995.00	13,995.00
Civil Defense Council:		
Other Expenses:		
Service by Contract or Agreement	31,464.00	34,239.00
Total - Other Expenses	48,202.00	50,977.00
Newark Human Rights Commission:		
Other Expenses:		
Service by Contract or Agreement	11,400.00	12,600.00
Total - Other Expenses	19,125.00	20,325.00
Municipal Courts:		
Salaries and Wages:		
Other Salaries and Wages	716,794.00	728,320.00
Total - Salaries and Wages	926,115.00	937,641.00
Free Public Library	3,363,000.00	3,379,000.00
New Jersey Institute of Technology	-0-	30,000.00
TOTAL - OFFICE OF THE MAYOR AND AGENCIES	7,368,149.00	7,435,400.00
CITY CLERK AND MUNICIPAL COUNCIL:		
Municipal Council:		
Salaries and Wages:		
Overtime	-0-	22,500.00
Total - Salaries and Wages	479,379.00	501,879.00
TOTAL - CITY CLERK AND MUNICIPAL COUNCIL	1,640,123.00	1,662,623.00
DEPARTMENT OF ADMINISTRATION:		
Office of Business Administrator:		
Salaries and Wages:		
Administrative Analyst - 37½ hours	78,935.00	54,108.00
Other Salaries and Wages	50,614.00	60,151.25
Total - Salaries and Wages	202,797.00	187,507.25
Division of Personnel:		
Salaries and Wages:		
Supervising Principal Personnel		
Technician	23,921.00	24,014.00
Other Salaries and Wages	172,029.00	176,697.00
Total - Salaries and Wages	298,602.00	303,363.00
Division of Taxi Cabs:		
Salaries and Wages:		
Member	-0-	9,375.00
Total - Salaries and Wages	84,195.25	93,570.25
TOTAL - DEPARTMENT OF ADMINISTRATION	6,415,883.25	6,414,729.50

April 7, 1978

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8. GENERAL APPROPRIATIONS (Continued)

FROM

TO

(A) Operations (Continued)

DEPARTMENT OF LAW:

Corporation Counsel's Office:

Salaries and Wages:

Other Salaries and Wages

239,292.00 242,642.00

Total - Salaries and Wages

554,091.00 557,441.00

TOTAL - DEPARTMENT OF LAW

644,250.00 647,600.00

DEPARTMENT OF FINANCE:

Division of Accounts and Control:

Salaries and Wages:

Other Salaries and Wages

403,575.50 410,671.50

Total - Salaries and Wages

522,912.50 530,008.50

Other Expenses:

Materials and Supplies

3,930.00 11,600.00

Total - Other Expenses

9,865.00 17,535.00

Division of Data Processing:

Salaries and Wages:

Other Salaries and Wages

56,959.00 -0-

Total - Salaries and Wages

82,128.00 25,469.00

TOTAL - DEPARTMENT OF FINANCE

5,435,284.25 5,393,391.25

DEPARTMENT OF RECREATION AND PARKS:

Division of Recreation Maintenance:

Salaries and Wages:

Other Salaries and Wages

519,761.00 520,417.00

Total - Salaries and Wages

662,047.00 662,703.00

TOTAL - DEPARTMENT OF RECREATION AND PARKS

3,018,497.00 3,019,153.00

DEPARTMENT OF PUBLIC WORKS:

Director's Office:

Salaries and Wages:

Other Salaries and Wages

192,675.00 193,314.00

Total - Salaries and Wages

220,238.00 220,877.00

Division of Motors:

Salaries and Wages:

Mechanical Repairman Foreman

81,274.00 82,269.00

Other Salaries and Wages

1,316,014.50 1,316,369.50

Total - Salaries and Wages

1,477,502.50 1,478,852.50

Other Expenses:

Equipment

6,420.00 11,920.00

Total - Other Expenses

1,570,416.00 1,575,916.00

April 7, 1978

8. <u>GENERAL APPROPRIATIONS. (Continued)</u>	<u>FROM</u>	<u>TO</u>
(A) Operations (Continued)		
DEPARTMENT OF PUBLIC WORKS: (Continued)		
Division of Public Property:		
Salaries and Wages:		
Other Salaries and Wages	1,560,125.25	1,548,592.25
Total - Salaries and Wages	1,616,461.25	1,604,928.25
Other Expenses:		
Service by Contract or Agreement	2,853,021.00	2,653,021.00
Total - Other Expenses	3,535,758.00	3,335,758.00
Division of Sewers:		
Salaries and Wages:		
Other Salaries and Wages	526,455.50	620,267.50
Total - Salaries and Wages	601,831.50	695,643.50
Other Expenses:		
Service by Contract or Agreement	36,544.00	38,344.00
Total - Other Expenses	88,158.00	89,958.00
Division of Sanitation:		
Salaries and Wages:		
Supervisor of Equipment Operations	21,807.00	5,457.00
Overtime	350,000.00	750,000.00
Total - Salaries and Wages	5,354,177.00	5,737,827.00
Division of Sanitation: (Continued)		
Other Expenses:		
Service by Contract or Agreement	753,232.00	1,211,632.00
Materials and Supplies	195,378.00	270,378.00
Total - Other Expenses	948,610.00	1,482,010.00
Division of Streets and Sidewalks:		
Salaries and Wages:		
Change of Rate	500.00	2,500.00
Overtime	8,000.00	6,000.00
Total - Salaries and Wages	514,277.00	514,277.00
Division of Traffic and Signals:		
Other Expenses:		
Service by Contract or Agreement	197,821.00	200,721.00
Total - Other Expenses	379,989.00	382,889.00
TOTAL - DEPARTMENT OF PUBLIC WORKS	18,370,000.25	19,181,518.25
DEPARTMENT OF POLICE:		
Division of Police:		
Salaries and Wages:		
Other Salaries and Wages	8,749,551.51	8,775,302.51
Overtime	423,700.00	500,000.00
Total - Salaries and Wages	14,790,458.51	14,892,509.51
Other Expenses:		
Service by Contract or Agreement	473,500.00	470,000.00
Total - Other Expenses	1,669,750.00	1,666,250.00
TOTAL - DEPARTMENT OF POLICE	16,460,208.51	16,558,759.51

8. <u>GENERAL APPROPRIATIONS (Continued)</u>	<u>FROM</u>	<u>TO</u>
(A) Operations (Continued)		
DEPARTMENT OF HEALTH AND WELFARE:		
Director's Office:		
Salaries and Wages:		
Other Salaries and Wages	205,143.00	184,671.00
Total - Salaries and Wages	257,974.00	237,502.00
Division of Health:		
(Board of Health - Local Health Agency)		
Salaries and Wages:		
Other Salaries and Wages	2,209,451.75	2,274,149.75
Total - Salaries and Wages	2,625,666.75	2,690,364.75
Other Expenses:		
Service by Contract or Agreement	290,670.00	275,170.00
Materials and Supplies	185,095.00	220,595.00
Total - Other Expenses	526,775.00	546,775.00
Division of Welfare:		
Salaries and Wages:		
Other Salaries and Wages	992,920.00	961,130.00
Total - Salaries and Wages	1,038,383.00	1,006,598.00
Other Expenses:		
Service by Contract or Agreement	105,200.00	65,200.00
Total - Other Expenses	132,070.00	92,070.00
Division of Inspections:		
Salaries and Wages:		
Other Salaries and Wages	1,413,905.75	1,420,825.75
Total - Salaries and Wages	1,460,491.75	1,467,411.75
TOTAL - DEPARTMENT OF HEALTH AND WELFARE	6,171,805.50	6,171,161.50
DEPARTMENT OF ENGINEERING:		
Other Expenses:		
Service by Contract or Agreement	2,218,911.00	2,224,911.00
Total - Other Expenses	2,331,851.00	2,337,851.00
TOTAL - DEPARTMENT OF ENGINEERING	3,330,574.00	3,336,574.00
UNCLASSIFIED PURPOSES:		
Salaries and Wages:		
Municipal Salary Increases	2,925,000.00	2,975,000.00
Total - Salaries and Wages	2,925,000.00	2,975,000.00
Other Expenses:		
Compensation Awards	1,200,000.00	1,000,000.00
Lease Payments - 707 Broad Street	250,000.00	225,000.00
Stenographic Services	-0-	5,000.00
Total - Other Expenses	4,143,500.00	3,923,500.00
TOTAL - UNCLASSIFIED	7,068,500.00	6,898,500.00

April 7, 1978

8. GENERAL APPROPRIATIONS (Continued)	<u>FROM</u>	<u>TO</u>
(A) Operations (Continued)		
Total Operations (Item 8 (A)) within 5% "CAPS"	86,302,720.60	87,098,855.85
(B) Contingent		
Total Operations Including contingent not within 5% "CAPS"	86,302,720.60	87,098,855.85
Detail:		
Salaries and Wages	53,140,074.60	53,766,714.85
Other Expenses Including Contingent	33,162,646.00	33,332,141.00
(E) Deferred Charges and Statutory Expenditures - Municipal within 5% "CAPS"		
(1) DEFERRED CHARGES:		
Emergency Authorizations:		
By Resolution	-0-	7,500.00
Prior Years Bills	122,308.50	132,391.50
Cost of Bond Sale	-0-	146,740.34
(2) STATUTORY EXPENDITURES:		
Contribution to:		
New Jersey Unemployment Compensation Insurance (Ch. 307 P.L. 1977)	500,000.00	320,000.00
TOTAL DEFERRED CHARGED AND STATUTORY EXPENDITURES - MUNICIPAL WITHIN 5% "CAPS"	18,245,680.73	18,230,004.07
(F) Judgments	500,000.00	400,000.00
(H) Total General Appropriations for Municipal Purposes within 5% "CAPS"	105,048,401.33	105,728,859.92
(A) All Other Operations - Excluded from 5% "CAPS"		
All Other Operations - Excluded from 5% "CAPS"		
Service Contracts:		
Use or Improvement of Water, Sewer and Solid Waste Purposes:		
Chapter 10, P.L. 1977		
Passaic Valley Sewer Maintenance	5,960,000.00	5,958,300.00
Public Assistance (State Aid Agreement)	6,600,000.00	6,000,000.00
TOTAL ALL OTHER OPERATIONS - EXCLUDED FROM 5% "CAPS"	13,112,003.00	12,510,303.00
State and Federal Programs Off-Set by Revenues:		
State Law Enforcement Planning Agency:		
Unified Vailsburg Service Project		
A-A-8-31-77	-0-	112,522.00
North Ward Community Youth Enrich- ment Project 4th Year Project No. 2998		
Subgrant No. A-A8-272-76	-0-	105,555.00
Vindicate Society Residential Treatment Program Project #2828 Subgrant No. A-A9-167-76	-0-	47,865.00

April 7, 1978

8. GENERAL APPROPRIATIONS (Continued)FROMTO

(A) Operations (Continued)

State and Federal Programs Off-Set
by Revenue: (Continued)Port Authority of New York and New
Jersey:

Civilian Cab Starter Program

10,000.00 55,000.00

United States Department of Labor:
Comprehensive Employment and
Training Program

28,542,456.00 29,715,806.00

United States Department of
Commerce:Economic Planning Grant
#01-25-01673

-0- 75,000.00

TOTAL STATE AND FEDERAL PROGRAMS
OFF-SET BY REVENUES - EXCLUDED
FROM 5% "CAPS"

59,445,205.71 61,004,497.71

Detail: (All Other Operation - Excluded
from 5% "CAPS")

Salaries and Wages

49,116,221.56 49,116,221.56

Other Expenses

23,440,987.15 24,398,579.15

(D) Municipal Debt Service - Excluded
from 5% "CAPS"

Interest on Notes

400,000.00 200,000.00

TOTAL MUNICIPAL DEBT SERVICE -
EXCLUDED FROM 5% "CAPS"

7,669,000.00 7,469,000.00

(E) Deferred Charges - Municipal
Excluded from 5% "CAPS"

(1) Deferred Charges:

Emergency Authorizations:

By Resolution

7,500.00 -0-

Deferred Charges to Future

Taxation - Unfunded

Various Urban Renewal

Projects

-0- 13,636.15

(H-2) TOTAL GENERAL APPROPRIATIONS
FOR MUNICIPAL PURPOSES EXCLUDED
FROM 5% "CAPS"

81,240,798.71 82,004,526.86

(L) Subtotal General Appropriations
(Item (H1 & H2) and (K))

199,059,450.04 200,503,636.78

(M) Reserve for Uncollected Taxes

16,660,000.00 15,538,000.00

9. TOTAL GENERAL APPROPRIATIONS

215,719,450.04 216,041,636.78

BE IT FURTHER RESOLVED, that two copies of this resolution be filed forth-
with in the Office of the Director, Division of Local Government Services for
his certification of the 1978 Local Municipal Budget as so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with
the provisions of N.J.S. 40A:4-9, be published in The Star Ledger, April 8,
1978 and that said publication contain notice of public hearing on said amend-
ments to be held in the Newark City Hall, Tuesday, April 11, 1978, at 11:00 A.M

It is hereby Certified that this is a true copy of a resolution amending
the budget, adopted by the Governing Body on the 7th of April, 1978.

April 7, 1978

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

The City Clerk: The amendments to the 1978 Local Municipal Budget of the City of Newark will be published in the Star Ledger issue of April 8, 1978. Two copies of the amending resolution in proper form, certified by me as having been adopted by the Governing Body, will be submitted to the Director of Local Government Services for examination and certification. The Municipal Budget will not be finally adopted until the certificate of the Director of Local Government Services has been received approving such amending resolution (N.J.S. 40A:4-10).

A motion to recess this meeting to 11:00 A. M., Tuesday, April 11, 1978, for the purpose of holding a public hearing on the amendments to the Local Municipal Budget for the Year 1978 and to adopt the 1978 Local Municipal Budget of the City of Newark, as amended, was made by Councilman Martinez, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, President Harris.

The City Clerk: This meeting stands recessed to 11:00 A. M., Tuesday, April 11, 1978.

This meeting recessed at 1:00 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, April 11, 1978

A meeting of the Municipal Council of the City of Newark, New Jersey, held April 7, 1978 and recessed to 11:00 A. M., Tuesday, April 11, 1978, or as soon thereafter as the Council can convene, for the purpose of holding a public hearing on the amendments to the Local Municipal Budget for the Year 1978 and to adopt the 1978 Local Municipal Budget of the City of Newark, as amended, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:20 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975 Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 7, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk: A hearing on the Introduced Local Municipal Budget of the City of Newark for the Year 1978 was established, held and closed on the 27th day of March, 1978. The Municipal Budget was approved by the Division of Local Government Services.

On April 7, 1978 the Municipal Council amended the Budget and ordered the amendments to be published in the Star Ledger issue of April 8, 1978. The amendments were so advertised. The Council further ordered that a public hearing on these amendments shall take place on the 11th day of April, 1978, in the Council Chamber, in the Newark City Hall, at 11:00 A. M., or as soon thereafter as Council can convene.

Two copies of the amending resolution in proper form, certified by me as having been adopted by the Governing Body, were submitted to the Director of Local Government Services on April 7, 1978, and approved this morning, April 11, 1978.

This being the date, time and place set for the public hearing on the amendments to the Budget of the City of Newark for the Year 1978, the President is respectfully requested to declare open the hearing on the amendments as advertised in the April 8, 1978 issue of the Star Ledger.

April 11, 1978

President Harris: The hearing on the amendments to the Budget of the City of Newark for the Year 1978, as advertised, is now declared open.

No one appearing, a motion to close the hearing on the amendments, as advertised, was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris.

A motion to adopt the Budget of the City of Newark for the Year 1978 in its final form, as amended, was made by President Harris, seconded by Councilman Giuliano.

President Harris stated, "I take special pride in this budget because it shows that hard work and careful use of available monies can result in a tax package that is extremely beneficial to homeowners while maintaining a full range of essential City services. Skillful accounting procedures and efficient use of some \$12 million in surplus monies have enabled this Council to present a \$270 million budget with a tax rate of just under nine dollars.

I congratulate the Accountants and Analysts on the City Clerk's Staff and the Council's Auditors for working with us in reaching our goals, which were to present a real 'service budget' to the citizens of our City. The cuts that have been made since the budget was introduced in January will not cause any employees to be laid off, nor do we anticipate any terminations in the future. We were able to reduce the originally projected tax rate by twenty cents, from \$9.19 per \$100. of assessed valuation to \$8.99. This was done by increasing the surplus in the budget by \$5½ million from a total \$27 million in surplus funds.

Since there is still a \$15 million surplus in reserve, I can assure the people of Newark that this is not a 'one shot' tax reduction, and will not necessitate an increase in next year's tax rate. There is no doubt in my mind that this \$8.99 figure will be stabilized.

The \$27 million surplus was achieved through the more timely receipt of State and Federal grant funding and an increase in the rate of collection of current and delinquent taxes - up some 2 percent from last year.

Local businesses will also benefit from this tax package, as it reflects an additional decrease in employees' payroll tax from .75 percent to .50 percent.

In conclusion, this is a budget we can all live with, one that I am sure will ensure the continuance of successful Bond Sales for the City, and enable us to maintain our high credit rating among America's cities."

April 11, 1978

President Harris congratulated the Members of the Municipal Council for the tremendous job they have done and showing the residents of the City of Newark that each Council Member has the concern and interest to make sure Newark is a more beautiful and respected city among cities.

Councilman Allen felt the Council did a beautiful job on the budget. He knows the taxpayers and residents of Newark will be happy because of the decrease in the tax rate. Councilman Allen said he is glad to be a part of this Council and is ready to vote for this budget.

Councilman Bottone said it certainly has been a pleasure to be able to work with a conscientious group, such as this Municipal Council. He commended Administration, the Auditors and everyone involved with budget hearings, not only this year but in the past years. Councilman Bottone pointed out the tax rate in 1971 was \$9.19 and almost eight years later, the tax rate is \$8.99, which is \$.20 less than when most of the Council Members took office eight years ago.

Councilman Bottone continued people realize the cost of a tank of gasoline, a loaf of bread, a pound of meat, increase in salaries from what they were eight years ago and how much people can buy with \$1.00. Certainly, it must be said this Council has done its job and has done its job well. Going further into the financial status of the City of Newark, people must realize Newark's rating on the bond market has gone up to a very high rating. Newark sold \$19 million bonds at the lowest rate in many years. This brings financial stability to Newark that it must have to move forward economically. Newark citizens deserve it and this is their gift because at least now they can say Newark is on the road to stability and Newark is very much alive.

Councilman Carrino noted in today's newspaper an article stating East Orange had to raise its tax rate 40 points this year. He pointed out in Newark's total budget, the Local District School Tax has increased from \$2.33 to \$2.90, the Essex County Tax has increased from \$2.15 to \$2.24 and the Local Purpose Tax has decreased from \$4.77 to \$3.85.

Councilman Carrino emphasized this is not happening because it is an election year. It is happening because of responsible people running the government. Newark has a surplus of \$20 million. They could have been irresponsible and lowered the tax rate more this year and then have a big jump the following year once everyone was re-elected, but because of the responsibility of the elected officials, the appointed people in the budgetary process and the Auditors to keep taxes at the lowest level, yet maintain a surplus, they can just about guarantee there would be no layoffs or curtailment of services in the next two to three years barring any unforeseen situation. Councilman

April 11, 1978

Carrino felt this was a good team effort. They have stabilized the tax rate, not only in 1978, but 1977 through 1980 so that property owners know just where they stand. Most important, they have shown their commitment to the business community by lowering the employees' payroll tax from 1% to 1/2%.

Councilman Giuliano stated he has had an input in reducing Newark's tax rate. Being a Council Member for ten years, he believes this Council has put more work into the budget than any previous Council. Councilman Giuliano emphasized he is strongly in favor of a reduction in the tax rate as a deserving reward to the 49,000 Newark property owners who pay a substantial portion of the Municipal Operating Budget. He reiterated he supports the proposed budget only with the reassurance that it will not result in any employee layoffs or reduction in the quality of essential City services.

Councilman Tucker felt the tax rate is a tribute to the Council and Administration. They have to be fair and open and also indicate it plays a major role with the large influx of Federal funds coming into the City. When President Carter talks about his Urban Development Plan, he is hopeful that it will be expanded and the present Federal input will continue and subsequently Newark will receive additional funds. It is also acknowledging the fact that the Federal Government is starting to play a more direct role in providing direct services to people in the community and seeing some of the income tax come back to the people who basically submitted it to Washington. Councilman Tucker concluded he strongly supports the current tax rate and he is glad to have been able to provide meaningful services to the citizens of Newark.

Councilwoman Villani stated she is proud of the tax rate and proud of their input. In the coming years, she feels the Council's aim is to make sure the tax rate is stabilized or try to lower it, if possible.

The City Clerk reminded the Council this resolution not only adopts the budget, as amended, but it also constitutes appropriation of \$42,913,551.78 for Municipal Purposes and \$32,361,210.12 for School Purposes.

The City Clerk read:

SUMMARY OF REVENUES

1. GENERAL REVENUES

Surplus Anticipated	\$ 12,000,000.00
Miscellaneous Revenue Anticipated	150,347,088.61
Receipts from Delinquent Taxes	7,543,623.27

2. AMOUNT TO BE RAISED BY TAXATION FOR
MUNICIPAL PURPOSES (Item 6(a), Sheet 11)

42,913,551.78

1221
April 11, 1978

3. AMOUNT TO BE RAISED BY TAXATION FOR
SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY

Item 6, Sheet 36 29,123,837.00

Item 6 (b), Sheet 11 (N.J.S. 40A:4-14) 3,237,373.12

Total Amount to Be Raised by Taxation
for Schools in Type I School Districts
Only

32,361,210.12

4. To be added TO THE CERTIFICATE FOR AMOUNT TO BE
RAISED BY TAXATION FOR SCHOOLS IN TYPE II
SCHOOL DISTRICTS ONLY

Item 6 (b), Sheet 11 (N.J.S. 40A:4-14) -----

Total Revenues

\$245,165,473.78

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:

Within 5% "CAPS"

(a & b) Operations Including Contingent \$ 87,098,855.85

(c) Capital Improvements -0-

(e) Deferred Charges and Statutory
Expenditures - Municipal 18,230,004.07

Excluded from 5% "CAPS"

(a) Operations - All Others 12,510,303.00

(a) Operations - State and Federal
Programs Offset by Revenues 61,004,497.71

(c) Capital Improvements -0-

(d) Municipal Debt Service 7,469,000.00

(e) Deferred Charges - Municipal 1,020,726.15

Transferred to Board of Education for Use
of Local Schools (R.S. 40:48-17.1 and 17.3) -0-

(f) Judgments 400,000.00

(g) Cash Deficit -0-

(k) For Local District School Purposes 12,770,250.00

(m) Reserve for Uncollected Taxes
(Include Other Reserves if Any) 15,538,000.00

6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS
ONLY (N.J.S. 40A:4-13)

29,123,837.00

Total Appropriations

\$245,165,473.78

April 11, 1978

The motion to adopt the Budget of the City of Newark for the Year 1978 in its final form, as amended, was declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris.

A motion directing the City Clerk to forthwith forward two copies of this Adopted Budget to the New Jersey State Division of Local Government Services in Trenton and one copy to the Essex County Tax Board, as by Statute required, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris.


ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Carrino, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Tucker, Villani, President Harris.

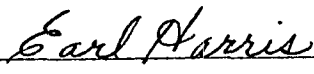
This meeting adjourned at 12:45 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

Newark, New Jersey, April 19, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Richard F. Norris, Union Chapel AME Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

(Councilman James arrived at 8:25 P. M.

Councilman Carrino arrived at 8:30 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 11, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD FEBRUARY 22, 1978.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD FEBRUARY 22, 1978.

April 19, 1978

1124

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD FEBRUARY 22, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF FEBRUARY, 1978, SUBMITTED BY EXECUTIVE DIRECTOR DENNIS G. CHEROT.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY AND FEBRUARY, 1978.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented EVALUATION REPORT #34, SUPPORTED WORK - PROJECT RESOURCE, SUBGRANT #75-ED -02-0114, SUBMITTED BY NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING EXECUTIVE DIRECTOR ALAN ZALKIND.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and Staff study made for report to the Council was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

April 19, 1978

1125

4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD OCTOBER 5, 1977.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD OCTOBER 19, 1977.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD NOVEMBER 4, 1977.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD NOVEMBER 9, 1977.

A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-k.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF DECEMBER, 1977.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

4-l.

The City Clerk presented ANNUAL REPORT OF OFFICE OF THE CITY CLERK, FOR THE YEAR 1977.

A motion that the Annual Report be received and placed on file was made by

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1126

President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,

President Harris.

4-m.

The City Clerk presented SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF MARCH, 1978, SUBMITTED BY ACTING TAX COLLECTOR JOSEPH.

A motion that the Summary of City-Owned Property Revenue Accounts be received and placed on file was made by Councilman Giuliano, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,

President Harris.

4-n.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD DECEMBER 27, 1977.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,

President Harris.

4-o.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD FEBRUARY 15, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,

President Harris.

4-p.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD FEBRUARY 15, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,

President Harris.

4-q.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MARCH 2, 1978.

A motion that the Copy of Minutes be received was made by Councilwoman Villani,

April 19, 1978

seconded by President Harris and adopted by the following votes:

1127

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

4-r.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING MARCH 3, 1978, AND PERIOD ENDING MARCH 10, 1978; REPORT OF PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-38, FOR PERIOD ENDING MARCH 17, 1978; A NEGATIVE REPORT OF PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING MARCH 23 AND REPORT OF PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-6 AND HCDA-V, FOR PERIOD ENDING MARCH 31, 1978; ALSO INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING MARCH 3, 1978, PERIOD ENDING MARCH 10, 1978 AND PERIOD ENDING MARCH 17, 1978; AND REPORT OF PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-6, FOR PERIOD ENDING MARCH 23, 1978; AND REPORT OF PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-121, FOR PERIOD ENDING MARCH 31, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

4-s.

The City Clerk presented EVALUATION REPORT #32, YOUTH SERVICES AGENCY, SUBGRANT #A-179-75, SUBMITTED BY NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING EXECUTIVE DIRECTOR ALAN ZALKIND.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and Staff study made for report to the Council was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

4-t.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF MARCH, 1978.

A motion to approve the Report of Contracts Awarded subject to receipt of resolutions for the following: 1) Daughters of Israel Pleasant Valley Home - Kosher Meals for the Elderly - \$76,680.; 2) C. Garo Ashjian - Title Searches - \$11,000. and 3) Rosenberg & Associates - Certified Shorthand Reporting Transcripts - \$8,000., was

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1128

made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln
Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department
of Transportation, Division of Traffic Engineering was made by Councilman Martinez,
seconded by Councilman Tucker and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President
Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department
of Transportation, Division of Traffic Engineering was made by Councilman Tucker,
seconded by Councilman Allen and declared adopted by President Harris by the following
votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, SECTION 85.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD A PARAGRAPH (e) TO PROVIDE FOR THE MEMBERS OF THE CITIZENS ADVISORY BOARD TO RECEIVE A STIPEND FOR EACH MEETING THEY ATTEND.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council April 18, 1978)

A motion to defer action on this ordinance and directing the City Clerk to request the Law Department to redraft this ordinance to include the specific dollar stipend to be paid along with the established guidelines regarding payment of same and also to include the source of the stipend which, the Council understands, is Housing and Community Development Act funds, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

1130

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET.

(West on Raymond Boulevard to South on Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS A ONE-WAY STREET.

(Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO SECTION 23:5-13, RESTRICTED PARKING SPACES.

(This ordinance designates restricted parking spaces for use by persons with special vehicle identification issued by State Motor Vehicle Division)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1 AND 23:5-1, OF TITLE 23 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON NINTH AVENUE.

(Deleting Ninth Avenue, Westbound, from West Market Street to South Ninth Street

Adding Ninth Avenue, Both sides, from West Market Street to South Ninth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 3, 1978.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 3, 1978.

6-F-1.

The City Clerk read AN ORDINANCE GRANTING PERMISSION TO SCHIABO CORPORATION TO CONSTRUCT AND MAINTAIN 2-4" DIAMETER STEEL ELECTRIC CONDUIT ALL WITHIN AN ELECTRIC CONDUIT EASEMENT 5' WIDE CROSSING NOBLE STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 3, 1978.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE EDUCATIONAL CENTER URBAN RENEWAL PROJECT, N.J.R-50. (SECOND AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 3, 1978.

6-F-n.

The City Clerk read AN ORDINANCE AMENDING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE OLD THIRD WARD URBAN RENEWAL PROJECT N.J.R-6. (12TH AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 3, 1978.

1134 ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EMPIRE STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Empire Street, both sides, from the Route 22 entrance ramp and extending 440 feet northerly therefrom, 8 A.M. to 5 P.M., Monday through Friday.

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 19, 1978

6-Ph, S & F-b.

1135

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR COMMUNITY RECREATION COORDINATOR, 40 HOURS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor adopted May 4, 1977 (6S&Fi) and amendments thereto, be and the same is hereby amended to create the title and salary range for Community Recreation Coordinator, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Community Recreation Coordinator 142900 (40 Hrs.)	1978	\$10,236	\$12,209

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/6-Ph, S & F-c.

1136

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION OF PEDIATRICIAN, P. T., 19 Hours)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor, (6S&FM) adopted May 4, 1977, as amended and supplemented be amended to create the following position, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Pediatrician, P.T. (19 Hrs. per week) 199500	\$27,232	\$27,232

Section 2. That the incumbent employee in the above noted position shall provide services for the City at four (4) hours per week and for the Childhood Lead Poisoning Prevention and Control Project at fifteen (15) hours per week with the provision that Childhood Lead Poisoning Prevention and Control Project shall reimburse the City for the number of hours worked. Should said project be phased out or not refundable the City will only budget and be responsible for the four (4) hours at the Health Division.

Section 3. All prior ordinance or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefore, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 19, 1978

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6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 10, CHAPTER 10, SECTION 1, SUBSECTION 2, SECTION 2, SUBSECTION 4 AND SECTION 3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1976.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. That Title 10, Chapter 10, Section 1, Subsection 2 "Eligible Real Property" of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

10:10-1 - Eligible Real Property

2. This application must be filed with the Tax Assessor within 30 days including Saturdays and Sundays following completion of the improvements. Owners in qualifying municipalities are entitled to apply for and receive the benefits afforded by P.L. 1975, C. 104 as amended by P.L. 1977, C. 284 upon adoption of this municipal ordinance in conformity with requirements of the aforesaid acts.

Section 2. That Title 10, Chapter 10, Section 2, Subsection 4, "Application Procedure" of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

10:10-2. Application Procedure

4. Additional claims for the exemption may be submitted and approved with regard to dwellings with respect to which a previous home improvement exemption was granted in an amount less than \$10,000.00; provided, however, the total deduction for any dwelling unit shall not be in excess of the maximum of \$10,000.00.

Section 3. That Title 10, Chapter 10, Section 3, "Procedures upon Application of Exemption" of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

10:10-3 Procedures upon allowance of exemption

Every application for exemption of one or more improvements which qualify shall be approved and allowed by the local Tax Assessor; but, in no case may the exemption exceed the maximum of \$10,000.00 per dwelling unit.

Section 4. This Ordinance shall take effect immediately after passage or adoption of publication as provided by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

April 19, 1978

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO ENTER INTO AN AMENDMENT TO THE LEASE AGREEMENT WITH THE NEWARK SYMPHONY HALL, INC. FOR THE RENTAL OF THE SYMPHONY HALL AT 1020 BROAD STREET FOR THE SUM OF \$1.00 PER ANNUM.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Director of the Department of Finance of the City of Newark is hereby authorized to enter into an Amendment to the Lease Agreement entered into between the City of Newark and Newark Symphony Hall, Inc., for the premises known as the Mosque Theater Building located at 1020 Broad Street, Newark, New Jersey, a copy of the Amendment to this Lease is annexed hereto and made a part hereof.

Section 2. The City shall continue to receive rent in the sum of ONE DOLLAR (\$1.00) per year from the Newark Symphony Hall, Inc.

Section 3. The term of the lease shall continue to be for a period of three (3) years commencing on September 15, 1976 and ending on September 14, 1979.

Section 4. The Amendment to the Lease shall benefit all the citizens of Newark by providing for the continuation of cultural activities with the City of Newark.

Section 5. The President of the Newark Symphony Hall, Inc. shall be the officer responsible for the enforcement of the terms of the Amendment to the Lease and the Lease Agreement and he shall cause to be filed with the Office of the City Clerk an annual report of the fiscal and operational activities of the LESSEE, and said report shall affirm the tax exempt status of the LESSEE.

Section 6. That a copy of the written Amendment to the Lease shall be filed with this Ordinance in the Office of the City Clerk upon passage of this Ordinance by the Director of the Department of Finance.

Section 7. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, SECTION 20(e) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Chapter 5, Section 20(e) of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

2:5-20. Powers and Duties. (Taxicab Commission)

- (e) To hold hearings and make determinations, after a review of the recommendation of the director, division of taxicabs, with respect to complaints received incident to the taxicab business. Any such final determination shall be appealable to the business administrator.

Section 2. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 3. Any existing Ordinance or a part thereof inconsistent with this Ordinance is hereby repealed.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 53 AND SECTION 54 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 24, Chapter 1, Section 53 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

24:1-53. Hearings and Notice of Hearings; review of decision.

- (a) Except as provided in Subsection b of this Section, prior to the suspension or revocation of a license or the imposition of a monetary penalty as provided in Section 24:1-54 the licensee shall be given written notice of the charge against him/her and shall be given the opportunity for a hearing before the Taxicab Commission. The licensee may be represented by legal counsel at any such hearing. The director shall be present at all hearings, and, at the conclusion of the hearing shall make a recommendation to the Taxicab Commission concerning the charge made against the licensee. Upon consideration of the recommendation of the director, the Taxicab Commission shall make a determination concerning the charge against the licensee. If the Commission determines that the licensee did commit the offense charged, the director shall impose a penalty in accordance with Section 24:1-54, after a consideration of the charge and the record of the licensee. Any decision of the Taxicab Commission shall be subject to appeal to the Business Administrator. All such hearings, appeals and decisions shall not be unduly delayed.

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- (b) The director may suspend, pending a hearing, any taxicab license under this ordinance if the insurance requirements of 24:1-2 or the inspections requirements of 24:1-19 are not complied with by the licensee. Any license may be suspended, pending a hearing, if the licensee fails to appear at a hearing before the Taxicab Commission after receiving notice thereof.
- (c) Nothing in this Section shall be deemed to preclude the removal of a taxicab from service as specified in 24:1-57.

Section 2. That Title 24, Chapter 1, Section 54 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

24:1-54. Civil Penalties.

- (a) All taxicab licenses issued under this chapter may be revoked, suspended and/or a monetary penalty imposed not to exceed \$250.00 by the director, after a review of the decision of the Taxicab Commission after a hearing as provided in Section 24:1-53, if the licensee:
 - (1) Violated any of the provisions of this chapter;
 - (2) Discontinued operations for more than 180 consecutive days;
 - (3) Violated any other ordinance of the City or laws of the State of New Jersey or the United States, the violation of which reflect unfavorably on the fitness of the licensee to offer public transportation;
 - (4) Knowingly permitting his/her licensed taxicab to be used for any illegal or immoral purposes;
 - (5) Violated any rule or regulation promulgated pursuant to this ordinance.
- (b) All taxicab drivers' licenses issued under this chapter may be revoked, suspended and/or a monetary penalty imposed not to exceed \$250.00 by the director, after a review of the decision of the taxicab commission, after a hearing as provided in Section 24:1-53, if the licensee:
 - (1) Violated any of the provisions of this chapter;
 - (2) Violated any other ordinance of the City or laws of the State of New Jersey or the United States, the violation of which reflects unfavorably on the fitness of the licensee to offer public transportation;
 - (3) Within the licensed year, has been found guilty of a high misdemeanor, misdemeanor or has knowingly permitted his/her taxicab to be used for any illegal or immoral purposes;
 - (4) Violated any rule or regulation promulgated pursuant to this ordinance.
- (c) Nothing in this Section or in Section 24:1-53 shall prevent a holder of a taxicab license or a taxicab drivers' license from waiving his/her right to a hearing by acknowledging that the violation charged in the written notice did occur. Such acknowledgement of a violation

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may be made directly to the director, who then may suspend or revoke the license, and /or impose a monetary penalty as described above, after consideration of the charge against the licensee, and the record of the licensee.

Section 3. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect upon the final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 8, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 15, Chapter 9B, Section 8, entitled "Landlord hardships" of the Revised Ordinances of the City of Newark, New Jersey, be and the same is hereby amended to read in its entirety as follows:

15:9B-8 Landlord Hardships

In the event a landlord claims he cannot meet the expenses of maintenance, financing, and/or repairs, he may appeal to the Board for a hardship rent increase. The procedure outlined in Section 12 (15:9B-12) shall be followed. Within thirty (30) days after a hardship appeal has been filed, supported by all information which the Board may require for a determination, the Board may order the property inspected by the Division of Inspections for code violations. The inspection reports shall be made and filed with the Board within thirty (30) days thereafter. In the event that the inspection reveals code violations, the Board may deny the increase or conditionally grant the increase subject to the landlord abating the violations within a reasonable period of time. However, in no event shall this period of time exceed ninety (90) days.

In the event that said abatement has not taken place within the aforesaid period prescribed by the Board, the Board shall revoke said conditional increase, and the landlord shall be required to restore to the affected tenants all of the additional monies collected pursuant to said conditional hardship increase. The restoration of monies shall be in the form of either a direct refund of all monies collected or a deduction from the next month's rent.

As used in this section, code violations shall mean any violation of the existing building, fire, plumbing, electrical or housing codes of the City of Newark then in effect. Violations which the Board may rely upon in implementing this section shall be only those violations which were found to have been existing at the time of the original inspection as requested by the Board.

The landlord shall submit proof of expenses for maintenance, repairs and financing expenditures to substantiate any hardship increase application, and the Board shall only consider said expenses for a period not to exceed 14 months prior to the date of the landlord's application.

Section 2. Any existing ordinance or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication, and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO CONTROL SOIL EROSION, SEDIMENTATION AND RELATED ENVIRONMENTAL DAMAGE IN THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Title

This Ordinance shall be known and cited as the "Newark Soil Erosion and Sediment Control Ordinance."

2. Purpose

The purposes of this Ordinance are to control soil erosion and sedimentation and to prevent related environmental damage by requiring adequate provisions for surface water retention and drainage and by requiring protection of exposed soil surfaces in order to promote the safety, public health, convenience and general welfare of the City.

3. Definitions

Unless otherwise expressly stated, the following words and phrases shall have the meaning respectively ascribed to them in this section. When not inconsistent with the context, words used in the present tense shall include the future and words used in the singular shall include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Applicant: A person, partnership, public or private corporation, public or municipal agency or other entity requesting permission to engage in a land disturbing activity.
- b. Application for Development: A proposed subdivision of land, site plan, special exemption, zoning variance, planned unit development or building permit.
- c. Central Permit Office: Office established pursuant to Municipal Ordinance 6 S and Pa adopted on November 21, 1977.
- d. Central Planning Board: The Municipal Planning Board established pursuant to the provisions of L. 1975, C. 291.
- e. City: The City of Newark.
- f. Critical Area: A sediment-producing, erodible or severely eroded area.
- g. Department of Engineering: An administrative department of the Newark Municipal Government established pursuant to Chapter 9A of Title 2 of these Revised Ordinances.
- h. Director: Director of the Department of Engineering as appointed by the Mayor, and who may appoint an authorized agent to act in his behalf.
- i. Erosion: Detachment and movement of soil or rock fragments by water, wind, ice or gravity.
- j. Excavation or Cut: Any act by which soil or rock is cut into, dug, quarried, uncovered, removed, displaced or relocated.
- k. Land: Any ground, soil or earth including marshes, swamps, drainage ways, and areas not permanently covered by water within the municipality.
- l. Land Disturbing Activity: Any activity involving clearing, grading, transporting, filling, excavating, stripping or any other activity which exposes land to the danger of erosion.
- m. Mulching: The application of plant residue or other suitable materials to land surfaces to conserve moisture, stabilize soil and promote plant cover.
- n. Natural Ground Cover: The original vegetation and trees on the proposed site before clearing, grading, stripping, excavating, filling or other land disturbing activity.
- o. Permit: An authorization issued by the Director of Engineering to perform work under this Ordinance.

- p. Project: The disturbance of more than 5,000 square feet of land excepting the activities exempted under Section 18 of this Ordinance.
- q. Sediment: Solid mineral and organic material subject to weathering, dissolution, abrasion, corrosion, transportation and deposition by water, wind, ice or gravity.
- r. Sediment Basin: A depression formed by excavation and/or by the construction of a barrier or dike built at suitable locations to retain rock, sand, gravel, silt or other material.
- s. Site: Any plot, parcel or parcels of land.
- t. Soil: All unconsolidated mineral and organic material of any origin.
- u. Soil Conservation District: A governmental sub-division of this State, which encompasses this City, organized in accordance with the provisions of R.S.4:24-7 et seq.
- v. Soil Erosion and Sediment Control Plan: A plan which fully details necessary land treatment measures including a time schedule for installation, that effectively minimizes soil erosion and sedimentation. Such measures shall be in accordance with standards adopted by the State Soil Conservation Committee.
- w. Standards: Standards shall be defined in Standards for Soil Erosion and Sediment Control in New Jersey as promulgated by the State Soil Conservation Committee.
- x. State Soil Conservation Committee: An agency of the State established in accordance with the provisions of R.S.4:24-3.
- y. Stripping: Any activity which significantly disturbs vegetated or otherwise stabilized soil surfaces including tree removal, clearing and grubbing operations.

4. Soil Erosion and Sediment Control Plans to be Submitted

No individual site of 5,000 or more square feet shall be disturbed by any person, partnership, private or public corporation, public or municipal agency (i.e. an applicant) within this City unless said applicant has submitted to the Central Permit Office a Soil Erosion and Sediment Control Plan for such disturbance formulated in accordance with the Standards for Soil Erosion and Sediment Control in New Jersey as promulgated by the State Soil Conservation Committee and a valid permit has been issued by the Director of Engineering unless exempted under Section 18.

5. Data Required

Any applicant desiring to engage in a land distributing activity shall submit to the Central Permit Office a separate Soil Erosion and Sediment Control Plan, in triplicate, for each noncontiguous site. The Central Permit Office shall forward the plan to the Director of Engineering for review. The applicant may consult with the local soil conservation district in the selection of appropriate erosion and sediment control measures and in the development of the plan. A complete Soil Erosion and Sediment Control Plan shall contain the following items (note that the information required by items a, b, c, and d may be entered on a single set of plans, where appropriate):

- a. The identity and address of the applicant and of the property owner, if not such applicant; the block and lot number of the site; flood hazard and zoning determinations for the site; and the purpose for which the land distributing activity is proposed.

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b. Survey plans of a scale not greater than 1" = 10' or less than 1" = 50' (that have been prepared by a New Jersey State licensed Engineer or Land Surveyor pursuant to N.J.S.A. 45:8) depicting the location and description of existing natural and manmade features on and surrounding the site, including natural ground cover; general topography of the site utilizing contour intervals of 1' where the slope is less than 5 percent and 2' where the slope exceeds 5 percent; existing drainage ways, sewers and culverts. Soil characteristics, including copies of pertinent sheets of the County Soil Conservation District Survey.

c. Plans of a scale not greater than 1" = 10' or less than 1" = 50' (that have been prepared by a New Jersey State licensed Engineer or Land Surveyor pursuant to N.J.S.A. 45:8) depicting proposed changes to the site including the location and description of natural and manmade features to be either retained or provided as a result of the proposed land disturbing activity. As a minimum, such plans shall depict: all alterations and improvements proposed for the site; proposed topography utilizing contour intervals of 1' where slope is less than 5 per cent and 2' when the slope exceeds 5 per cent; proposed ground cover; and proposed drainage facilities including storm water inlets, catch basins, drainage ways, sewers, culverts, storm water retention facilities, etc.

d. Plans of a scale not greater than 1" = 10' or less than 1" = 50' (that have been prepared by a New Jersey State licensed Engineer or Land Surveyor pursuant to N.J.S.A. 45:8) depicting proposed measures to be undertaken to prevent soil erosion and sedimentation during the period of the land disturbing activity and after completion of the proposed project.

e. A schedule delineating the installation sequence of planned erosion and sediment control measures as related to progress of the project, including anticipated starting and completion dates and the time period during which each area will be exposed or disturbed. Measures for soil erosion and sediment control shall be in conformance with the Standards, which Standards shall be kept on file at the offices of the Department of Engineering and the soil conservation district.

f. If soil is to be removed from the site, the amount of soil to be removed, the method to accomplish removal, the place to which the soil will be removed and an authorization and certification for deposition at the site to which it will be delivered.

g. Revisions to the Soil Erosion and Sediment Control Plan as may be required by the Soil conservation district, the Director of Engineering or the applicant prior to issuance of a permit.

6. General Design Principles and Requirements

Control measures to minimize soil erosion and sedimentation shall be demonstrated by the applicant and shall apply to all aspects of proposed site development involving a land disturbing activity and shall be in operation during all stages of the disturbing activity. The following principles shall apply to the Soil Erosion and Sediment Control Plan:

a. Stripping of vegetation, grading or other soil disturbances shall be done in a manner which will minimize soil erosion.

b. Whenever feasible, natural vegetation shall be retained, protected and supplemented.

c. The extent of the disturbed area and the duration of its exposure shall be kept within the practical limits as specified in Standards for Soil Erosion and Sediment Control in New Jersey as promulgated by the State Soil Conservation Committee.

d. Temporary seeding, mulching or other suitable stabilization measures shall be used to protect exposed areas during construction or other land disturbing activity. Temporary measures are required if permanent measures will not be completed within 30 days.

e. Drainage provisions shall accommodate increased runoff, resulting from modified soil and surface conditions, during and after development or disturbance. Such provisions shall be in addition to any other requirements of these Revised Ordinances.

f. Water runoff shall be minimized and retained on site to such extent so as to prevent an overload of the municipal sewerage system.

g. Sediment shall be retained on site to the maximum extent feasible.

h. Diversions, sediment basins, and similar required structures shall be installed prior to any on site grading or disturbance.

i. Soil, gravel, sand or other unconsolidated materials stored on site for use in filling, grading and/or other construction activity, shall be adequately maintained so as not to contribute to sedimentation and/or dust storms.

7. Review and Approval

a. Soil Erosion and Sediment Control Plans shall be reviewed by the Director of Engineering and shall be approved when in conformance with the Standards for Soil Erosion and Sediment Control in New Jersey as promulgated by the State Soil Conservation Committee and applicable City Ordinances. The Director of Engineering may seek the assistance of the local conservation district in the review of such plans and may deem as approved those plans which have been reviewed and determined adequate by said district.

b. The Director of Engineering shall grant or deny approval within a 20 day period following submission of a complete application unless, by mutual agreement in writing between the Director of Engineering and the applicant, the 20 day period shall be extended for an additional 20 day period. Failure of the Director of Engineering to grant or deny approval within such period or such extension thereof, shall constitute approval.

c. The decision of the Director of Engineering shall be provided in writing to the applicant with copies sent to the Central Permit Office and the Central Planning Board. A copy of this decision including the address of the site, the block and lot numbers of the site, the proposed land use and other information as required by the district shall be sent to the local soil conservation district.

8. Issuance of a Permit

a. Upon compliance with all aforementioned requirements and upon payment of all fees required hereunder, the Central Permit Office shall issue a permit to the applicant, with or without conditions. Each permit shall prescribe a reasonable schedule for all work to be completed thereunder.

b. No permit shall be issued for a land disturbing activity, including, but not limited to, building, development, and excavation, which is not permitted by existing zoning and variances or by appropriate City, State or Federal rules, regulations, laws or ordinances.

c. A Building Permit shall not be issued until the applicant has obtained a Soil Erosion and Sediment Control permit.

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9. Commencement of Project

The Director of Engineering shall be notified in writing 72 hours before commencement of any land disturbing activity permitted under this Ordinance.

10. Soil Erosion and Sediment Control Plan Modifications

a. Major revisions to an approved Soil Erosion and Sediment Control Plan proposed by the applicant shall constitute a new project and shall necessitate a new application where required by the Director of Engineering or the soil conservation district. Major revisions shall include significant changes in the dimensions of the area to be disturbed, changes effecting at least a 10% cost deviation from the approved plan, significant modifications of the general design principles or such revisions as deemed by the Director of Engineering as requiring reevaluation.

b. The Director of Engineering shall, when he deems necessary, order on site repairs or modifications to effect protection of water courses, properties, and the general public from impending damage until such modifications can be incorporated into the approved Soil Erosion and Sediment Control Plan.

c. Where work cannot be completed in the time period allotted by the approved schedule, a request for an extension, reasons for the requested extension and a revised schedule of compliance shall be submitted in writing to the Director of Engineering. The revised schedule shall be implemented subject to the approval of the Director of Engineering.

11. Maintenance

All permanent soil erosion and sediment control measures installed pursuant to this Ordinance shall be adequately maintained by the property owner for two-years after completion of the approved plan and after this period of time said property shall be maintained in a manner which shall not create an erosion problem.

12. Protection to Property

a. The applicant shall not engage in any land disturbing activity which permits or causes the deposition of sediment, rock, gravel or other material on any public street, sewer, storm water inlet, catchbasin, water course or any public property resulting in damage or interference with the use of such property.

b. The applicant shall not engage in any land disturbing activity which permits or causes the deposition of sediment, rock, gravel or other material on any private property resulting in damage to such property without the express consent of the owner of the affected property.

c. When sediment, rock, gravel or other material is hauled from a site, precautions shall be implemented to prevent said material from being blown, spilled, deposited, dropped or discharged from the vehicle by any means whatever onto the street or adjacent public or private property.

d. Where sediment, rock, gravel or other material is deposited on any public or private property in violation of 12 a, b, or c, the applicant shall effect removal of same from such property within twenty-four (24) hours.

13. Inspection

No person shall interfere with or obstruct the passage of an authorized representative of the Director of Engineering to or from any site while engaged in inspection under this Ordinance. Permission is granted to the Director of Engineering or his authorized designee as a condition of the issuance of said permit to enter upon said site and property during regular work hours.

14. Completion

Upon completion of all work, the applicant shall file with the Director of Engineering certification, on a form obtained from the Department of Engineering, that all soil erosion and sediment control measures have been completed in conformance with the approved plan, conditions of the permit and provisions of this Ordinance.

15. Performance Bond or Certified Check

a. The applicant shall post a performance bond or certified check in an amount that is 10% of the cost of work to be performed under the approved plan but in no case less than \$250.00 to assure completion of required control measures before the issuance of a permit by the Central Permit Office.

b. The Director of Engineering shall inspect each site for which a performance bond or certified check has been posted and shall certify whether installations and control measures are in compliance with the standards and general design principles prescribed by this Ordinance and with any specific requirements that have been stated as conditions of application approval. The applicant shall have a copy of the approved Soil Erosion and Sediment Control Plan and Permit on site during construction.

c. The Director of Engineering shall issue a stop construction order for all activities on the site if a project is not being executed in accordance with the approved Soil Erosion and Sediment Control Plan, modifications thereof, conditions stipulated in the permit, or provisions provided by this Ordinance. The Director of Engineering shall provide to the applicant the necessary corrective measures and a schedule of compliance.

d. The Director of Engineering shall revoke or suspend the Soil Erosion and Sediment Control permit for failure to comply with the provisions of Section 15.C.

e. A certificate of occupancy shall not be issued until the permanent measures to control soil erosion and sedimentation are installed in compliance with the provisions of the approved plan. A formal report of such compliance prepared by the Department of Engineering shall be filed with the Building Subcode Official. A copy of this report shall be sent to the local soil conservation district.

f. The Director of Engineering may, within 30 days after the date of such report, release the Performance Bond in whole or in part, depending upon his assessment of need to withhold all or a portion of the bond or certified check to assure full compliance with requirements and adequate maintenance of the facilities.

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16. Application Fees

a. The applicant shall pay to the City of Newark a fee to cover the cost of processing applications and enforcing this Ordinance. This fee shall be in accordance with the following Fee Schedule:

Residential:	5,000-10,000 sq. ft.	\$ 25.00
	10,001-20,000 sq. ft.	40.00
	20,001 sq. ft. - 1 acre	50.00
	1-10 acres	100.00
	over 10 acres	150.00

Mercantile, Industrial and Business (other than parking lots):

	5,000-10,000 sq. ft.	\$ 50.00
	10,001-20,000 sq. ft.	75.00
	20,001 sq. ft. - 1 acre	100.00
	1-5 acres	150.00
	5-10 acres	175.00
	over 10 acres	200.00

Parking Lots:	5,000-10,000 sq. ft.	\$100.00
	10,001-20,000 sq. ft.	150.00
	20,001 sq. ft. - 1 acre	175.00
	1-2 acres	200.00
	2-3 acres	225.00
	over 3 acres	250.00

b. When a permit is applied for, after a land disturbing activity has been commenced or completed and no prior application for a permit has been made, the fee for such permit shall be one and one-half times the normal fee schedule and further provided that the minimum fee for any such application shall be \$150.00.

17. Penalties

If any person violates any of the provisions of this Ordinance any standard promulgated pursuant to the provisions of this Ordinance, or fails to comply with the provisions of any approved Soil Erosion and Sediment Control Plan, the City may institute a civil action in the Superior Court for injunctive relief to prohibit and prevent such violations and said Court may proceed in a summary manner. Any person who violates any of the provisions of an approved Soil Erosion and Sediment Control Plan shall be liable to a penalty of not less than \$100.00 nor more than \$3,000 to be collected in a summary proceeding pursuant to the Penalty Enforcement Law (N.J.S. 2A:58-1 et seq.). The Superior Court, County District Court and Municipal Court shall have jurisdiction to enforce said Penalty Enforcement Law. If the violation is of a continuing nature, each day during which it continues shall constitute an additional separate and distinct offense.

18. Exemptions

The following activities are specifically exempted from this Ordinance:

- a. The construction of a single-family detached unit unless such unit is part of an application for development, involving two or more single-family dwelling units.
- b. Use of land for gardening primarily for home consumption.

19. Amendments

No amendments to this Ordinance shall become effective until approved by the State Soil Conservation Committee.

20. Repeal of Inconsistent Provisions

All Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed.

21. Severability and Validity

If any clause, sentence, subparagraph, paragraph, section, article, or title of the Revised Ordinances of Newark, 1966 or of any ordinance of the City hereinafter adopted or any part thereof to any person or circumstances, is held invalid, inoperable or unconstitutional by a court of competent jurisdiction, such determination, order or judgement shall not affect, impair or invalidate the remaining portions of the Revised Ordinances of Newark, 1966 as amended or other ordinances, but shall be confined in its operation to the cause, sentence, subparagraph, paragraph, section, article, chapter, title or part thereof directly involved in the controversy in which said determination, order or judgement shall have been rendered.

22. Effective Date

This Ordinance shall take effect upon final passage and publication as required by law and upon approval by the State Soil Conservation Committee.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING PERMISSION TO THE NEWARK MORNING LEDGER COMPANY TO CONSTRUCT AND MAINTAIN 2-4½" DIAMETER GALVANIZED AND 1-4" DIAMETER PVC FOR THE PNEUMATIC TUBE AND 2-4" DIAMETER PVC TELEPHONE DUCTS ALL WITHIN A PNEUMATIC TUBE SYSTEM EASEMENT 5'-6" WIDE CROSSING COURT STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Easement is more fully described as: underground: /easterly Beginning at a point on the northerly line of Court Street, distant 102.20 feet from the intersection of the said northerly line of Court Street, with the easterly line of University Avenue; thence

(1) Along said northerly line of Court Street, South 73 degrees 39 minutes East, 5.50 feet;

(2) South 16 degrees 21 minutes West, 113.15 feet to a point in the southerly line of Court Street;

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(3) Along said southerly line of Court Street, North 72 degrees 59 minutes West, 5.50 feet;

(4) North 16 degrees 21 minutes East, 113.08 feet to the point and place of BEGINNING.

Above Easement contains 622.0 square feet or 0.014 acres and is to be underground.

All is shown on drawing entitled "Easement for Pneumatic Tube System on Court Street" dated November 19, 1977 as prepared by Richlan, Lupo and Pronesti, License professional Engineer and Land Surveyors.

Section 2. The Newark Morning Ledger Company, here in after called Star Ledger, will be responsible for the repair of and/or damage to paving, existing utility lines, etc., arising from the construction or maintenance of their facilities in the easement area.

Section 3. In the event the properties that are connected by the easement do not remain in one ownership the said easement is terminated and all rights revert to the City of Newark.

Section 4. That such permission be and the same is hereby given upon the conditions and provisions to be kept and performed by the said Star Ledger, its successors and assigns, as follows:

(1) It will at its sole expense, at any time in the future upon thirty (30) days notice in writing from the City of Newark, temporarily alter, relocate or remove such Pneumatic Tube System, or any part thereof as may be designated in the Removal or Relocation notice as may be served by the City of Newark upon the said Star Ledger, for the purpose of enabling the City of Newark to make necessary repairs, alterations or additions to its utilities.

(2) It will indemnify and save harmless the said City of Newark, its officers, agents and servants, from any claims whatsoever, arising from or in any way connected with the granting of said privilege or by reasons of the installation, location, maintenance or the existence of such Pneumatic Tube System, in the above described five (5) feet, six (6) inch wide easement in Court Street and shall agree to assume, on behalf of the City of Newark, the defense of any action at law or in equity, which may be brought against the City of Newark upon such claims.

(3) It will at its own cost and expense procure and keep in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in the amount of at least \$250,000.00 for injury to any one person and \$1,000,000.00 to more than one person arising out of any one accident and Property Damage Insurance against any and all claims for damage to property of others to the extent of \$100,000.00 said policies to be approved by the Corporation Counsel of the City of Newark, New Jersey. Proof of said coverage, naming the City of Newark as insured, shall be filed with the City Clerk prior to installation. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter.

(4) It will be subject to any ordinance or resolution adopted by the City of Newark, which may apply to such Pneumatic Tube System and that Star Ledger, its successors and assigns, shall become liable for the payment of any reasonable fee(s) hereafter imposed by the City of by such Ordinance(s) or Resolution(s).

(5) It will file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date which it takes effect and shall pay on demand of the City of Newark the amount and cost expense to the City for all official publications of this Ordinance as well as an appraisal fee of \$200.00.

(6) It will obtain a written permit from the Permit Division of the Bureau of Streets and Sidewalks of the Department of Public Works and pay the cost thereof before disturbing any Street Surface or making any installations, alterations or additions to the said Pneumatic Tube System whatsoever, including the original installation or removal of all or any part of such original installation.

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(7) It will at its own cost and expense prepare and deliver to the Director of Engineering "As Constructed" drawings consisting of site plan and profiles, prepared, signed and sealed by a New Jersey Licensed Land Surveyor, or Professional Engineer.

Section 5. The permission to be granted, pursuant hereto, is subject to all State Laws and City Ordinances for the said installation, maintenance and use of Pneumatic Tube and Telephone Ducts.

Section 6. A copy of the aforesaid drawing entitled "Easement for Pneumatic Tube System on Court Street" dated November 19, 1977 as prepared by Richlan, Lupo and Pronesti, Licensed Professional Engineer and Land Surveyors, 470 Roseville Avenue, Newark, New Jersey 07107, is affixed and made a part hereof.

Section 7. That for the rights and privileges herein granted, said beneficiary Star-Ledger, its successors and assigns, shall pay to the City of Newark an easement fee of \$900.00 upon acceptance of this agreement and shall pay annually to the City of Newark on or before January 15, of each succeeding year a user charge of \$360.00 effective the January next succeeding the time when this ordinance shall become effective.

Section 8. Star-Ledger, at any time, on 30 days prior written notice to the City of Newark may terminate the easement described in Section 1, hereof, remove its equipment and restore said premises to its original condition.

Section 9. This ordinance shall take effect upon promulgation and passage in accordance with Law.

Section 10. Whenever in this Ordinance any party is referred to by its name, such name shall be deemed also to include its successors and assigns.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

/6-Ph, S & F-k.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF FIRE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire, and establishing salaries therefor", (6S&FL) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary for Director, Department of Fire, as follows:

POSITION

Director, Department of Fire 353010

ANNUAL SALARY

The annual salary shall be equal to the total annual compensation paid to the Fire Chief, plus 6% of the total annual compensation paid to the Fire Chief. Total compensation shall be defined to include the annual salary, holiday allowance and longevity to be defined as 10% of the Fire Chief's annual salary.

Section 2. At the present time the total compensation paid to the Fire Chief is \$34,493.00 and the annual salary of the Director calculated as aforesaid amounts to \$36,562.58.

Section 3. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey and shall be effective January 1, 1978.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

April 19, 1978

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President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF POLICE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF POLICE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Police, and establishing salaries therefor", (6S&FK) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary for Director, Department of Police, as follows:

POSITION

Director, Department of Police 342020

ANNUAL SALARY

The annual salary shall be equal to the total annual compensation paid to the Police Chief, plus 6% of the total annual compensation paid to the Police Chief. Total compensation shall be defined to include the annual salary, holiday allowance and longevity to be defined as 10% of the Police Chief's annual salary.

Section 2. At the present time the total compensation paid to the Police Chief is \$34,067.90 and the annual salary of the Director calculated as aforesaid amounts to \$36,111.97.

Section 3. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey and shall be effective January 1, 1978.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SUPERVISOR OF ACCOUNTS, HEALTH AND WELFARE AND SUPERVISOR OF PATIENT ACCOUNTS, AND TO CORRECT THE SALARY RANGE FOR ALLERGY TECHNICIAN, PART-TIME)

(Supervisor of Accounts Health and Welfare	1978	\$9,010. - \$10,547.
Supervisor of Patient Accounts	1978	9,010. - 10,547.
Allergy Technician, Part Time (2 hours per week)	1978	1,378. - 1,378.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to defer action on this ordinance and directing the City Clerk to invite Personnel Officer Veltri and Health and Welfare Acting Director Wilson to meet with the Council at their pre-meeting conference May 2, 1978, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, President Harris.

April 19, 1978

(Councilman James arrived at 8:25 P. M.)

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HEARINGS OF CITIZENS.

6-HC-a.

MRS. DOROTHY COOLIDGE, 403 NEW STREET, NEWARK, NEW JERSEY, complained about the excessive water bills at this address. She requested a special reading of the water meter on her day off.

Councilman Allen indicated he would check this matter and contact Mrs. Coolidge on Thursday, which is her day off from work.

(Councilman Carrino arrived at 8:30 P. M.)

The following speakers addressed the Municipal Council in favor of small churches in Newark. They feel it is very difficult for anyone to evaluate the spiritual strength and work these churches are doing. These churches cannot hurt the City. They are not taking any revenue or taxes from the City. The speakers maintained there is no parking problem. These churches only have ten to fifteen members and one or two cars at the most. Usually the churches do not operate during business hours, just at night and Sundays. The speakers urged the Municipal Council to repeal Section 27:5-4 of the Zoning Ordinance and to consider a graduated measure to deal with churches built before 1962.

6-HC-b.

REVEREND ELDER L. COLLIER, 285 OSBORNE TERRACE, NEWARK, NEW JERSEY.

6-HC-c.

MISSIONARY BEATRICE COLLIER, 285 OSBORNE TERRACE, NEWARK, NEW JERSEY.

6-HC-d.

BISHOP JOHN COLLIER, NEWARK HOLY PRAYER MISSION, 570 CLINTON AVENUE, NEWARK, NEW JERSEY.

6-HC-e.

REVEREND NATHANIEL L. SCRIVEN, 546 CLINTON AVENUE, NEWARK, NEW JERSEY.

6-HC-f.

REVEREND ANN ALDERMAN, 22 LACKAWANNA PLAZA, MONTCLAIR, NEW JERSEY.

President Harris stated there is nothing before the Council dealing with churches. Every Member of this Council has been reared in Christianity and believes in the same thing the Reverends preach.

Councilman James felt the speakers' concern was in reference to a letter which the Board of Adjustment sent to many store front churches throughout the City of Newark which reads, "Inspection made by the Investigator of the Board of Adjustment of the City of Newark indicates that premises known as..... are being used in violation of Section of the Zoning Ordinance of the City of Newark. Failure to discontinue this violation within five (5) days from date hereof will necessitate that this office proceed according to law in the matter stated and to refer this complaint to the Municipal Courts without further notice to you." Councilman James read Section

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27:5-4 of the Zoning Ordinance, "In any new church, and in structures (new or existing) converted to church use, provision shall be made on the premises, either in the open or enclosed, for off-street parking of automobiles for a minimum of one space in the required parking area for each 10 seats to be used by attendants."

Councilman James stated it is not the Legislative Body's responsibility to investigate whether a church has ten, fifteen or twenty members, or one, two or three cars. The Board of Adjustment has been receiving complaints from citizens, not from the Council. An inspection is made and if in the Inspector's opinion, the church is complying with the law and has necessary parking, then no violation is cited. The only thing before the Council is if the Council is mindful of changing the existing ordinance. This could be a matter of discussion. Councilman James pointed out there are requirements in the ordinance for off-street parking; even a one family house in a residential area is required to provide off-street parking. Parking is a critical decision in most of the entities that come before the City Planning Board. Councilman James added the Council recognizes the value of the church. That is not the question. The only question is should there be any parking requirement at all.

Councilman James asked the speakers to provide the Council with their recommendation on the graduated measure to deal with churches built before 1962. The Council will welcome any recommendations and take them under advisement. Councilman James felt if the Council repeals this ordinance, then they can build a church with 800 seats and no parking requirements. He agreed the Council could amend the ordinance, but a recommendation from the churches could assist the Council in making a proper change.

The group indicated they will come to the Council as soon as they draft their recommendation. They respect the Council Office and appreciate the Council's concern.

President Harris clearly stated no Member of this Council had anything to do with the existing ordinance. Reverend Horace P. Sharper served on the Municipal Council and he too did not vote on this ordinance. There is not one of them who does not need Christianity and they recognize and respect the church because of the good it does in helping people.

/6-HC-g.

REVEREND HORACE P. SHARPER, 124 CHANCELLOR AVENUE, NEWARK, NEW JERSEY,

addressed the Municipal Council. He alleged Mr. Robert Wells, Director, Division of Youth and Family Services is trying to close down many Day Care Centers and recommended changing the present system of Day Care Funding under Title IV to Title XX, which would provide for day care payments to welfare recipients. Reverend Sharper stressed the dire

need for Day Care Centers.

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Councilman Tucker related there will be a public hearing on this matter on April 27, 1978. He indicated he will move under "Motions" expressing the opposition of the Municipal Council to any plans by the State of New Jersey to change the present system of Day Care Funding under Title IV of the Social Services Act to funding through Title XX, which would provide for day care payments to welfare recipients, instead of directing the Day Care Funds right to the individual Day Care Center.

6-HC-h.

DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, spoke on the salary ordinances for the Police Director and Fire Director. He felt these ordinances should specify a fixed salary and the number of positions. Dr. Donato questioned the salary increases in light of the horrendous series of fire that burned Newark homes, businesses and schools last Friday. These fires were set by arsonists and madmen who had not been apprehended. Dr. Donato asserted raises should be given for productivity and merit.

Councilman James believed there should be a fixed salary for all cabinet members. If they take the job, they should know the salary. Councilman James explained the only reason for these salary ordinances is because the salary of the person second in command, the Chief, is so high that the Council had to raise the salary of the Police Director and Fire Director, so that the Director makes more than the Number Two man. The Director should make more than the person under him in the chain of command. Councilman James said he is mindful that Newark may rate first, second or third in venereal diseases and infant mortality, but the Newark Fire Department, under Fire Director Caufield, ranks "Number One in the United States." People set fires because they are sick, and that is what they should deal with. Councilman James reiterated the measure before the Council is not a raise. It is an effort to see that the Police Director and Fire Director makes more than the person under him.

Councilman Carrino related he spent many hours with Fire Director Caufield during the fires in the North Ward. After observing Fire Director Caufield directing the department at the fires, he would vote him a salary of \$50,000. if it were possible. Councilman Carrino said he voted against the formula the last time because it was not a fixed salary. He is voting for these ordinances because there is a specific figure.

6-HC-i.

MR. HAROLD WILSON, 32 WINANS AVENUE, NEWARK, NEW JERSEY, complained about garbage and debris in the Central Ward; the boiler waste at South 17th Street School was running into the street and premises 97 Winans Avenue is a fire hazard. Mr. Wilson asked if some type of voluntary contribution program could be established for people who

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are burned out of their homes, other than the Salvation Army and Red Cross.

Mr. Wilson said all Wards, except the Central Ward, were included in the Neighborhood Improvement Program as target areas. He queried why two blocks which were approved in the Central Ward were included in the Clinton Hill area.

Councilman Carrino stated the Central Ward received the bulk of the money for housing, garden apartments and town houses for low income people and moderate income people. The Neighborhood Improvement Program is a little piece of the pie that the other Wards received to console them because most of the money is going into the Central Ward. The North and South Wards have the largest portion of the Neighborhood Improvement Program, but the total amount of money is about \$300,000. or \$350,000. There are several million dollars going into the Central Ward for housing.

Mr. Wilson countered most of the housing constructed in the Central Ward was constructed by private developers.

Councilman Carrino interjected it took several million dollars by the Housing Authority to purchase land for the City to turn over to the Housing Authority for these private developers. Most of that land for the private developers had to be purchased and the money needed to purchase and demolish those properties amounted to several million dollars. Councilman Carrino contended the money is all out of the same pot, Community Development money, the largest bulk was used to purchase and clear the land in the Central Ward; and a small part of that pot went to the North and South Wards, and now part to the Central, West and East Wards for the Neighborhood Improvement Program.

Mr. Wilson questioned how Rose Terrace got into the Clinton Hill area.

Councilman Tucker responded Housing and Rehabilitation Corporation Executive Director Massaro made the decision as to what areas would be included. The Council attempted to investigate that agency based on that determination, the majority of the Council was not amenable to investigate that determination, so it was not changed or modified. Councilman Tucker reiterated that decision was made by Mr. Massaro and supported by the Mayor.

Councilman James remarked the boundaries for the South Ward end at Avon Avenue. The Mayor lives on Rose Terrace, which is one block over. In order that the Mayor would not have to explain to the people why the program ended one block away from his home, it was extended one block over.

Councilman Allen explained the Home Improvement Program did reach over to the Central Ward from South 20th Street, back up to 17th Avenue. That money is still there

but the problem is that very few people have been able to come up with 50% matching funds. It is not true that the Central Ward did not get any of it. They did get a portion for the target area in the Central Ward. Councilman Allen reiterated the money is still there and anytime people want to use that money to rehabilitate their homes, all they have to do is come up with 50% of it.

The following speakers complained about candidates' posters in the Central and South Wards, lack of jobs and decent housing. They expressed opposition to the Police and Fire Directors' Ordinances.

- 6-HC-j. MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.
- 6-HC-k. MR. SAIDI NGUVU, 140 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.
- 6-HC-l. MR. ISAAC MUHAMMAD, 434 SPRINGFIELD AVENUE, NEWARK, NEW JERSEY.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$758.02 PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY, 80 PARK PLACE, NEWARK, NEW JERSEY, ATTENTION WILLIAM R. CALDWELL, ASSISTANT TO CLAIM AGENT, UPON RECEIPT OF A GENERAL RELEASE FROM PUBLIC SERVICE ELECTRIC AND GAS COMPANY; FOR DESTROYING LIGHT POLE NO. 486, LOCATED AT CORNER OF CLINTON AVENUE AND SOUTH 21ST STREET, IRVINGTON, BY CITY EMPLOYEE WHO WAS TOWING MOTOR BROOM TO VICTORIA STREET GARAGE FOR REPAIRS WHEN TOW CHAIN BROKE AND BROOM HIT AND DESTROYED SAID POLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

- 7-R-b. RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO," (TO CREATE THE TITLE AND SALARY RANGE FOR COMMUNITY RECREATION COORDINATOR (40 HOURS) BEING FINALLY ADOPTED APRIL 19, 1978 (6-Ph, S & F-b) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$116,858.45 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1973, 1974, 1975, 1976, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION REFUNDING OVERPAYMENTS OF NEWARK PARKING TAXES FOR 1977 TOTALING \$56.25 TO RESPECTIVE TAXPAYERS ON ATTACHED SCHEDULE, SAID OVERPAYMENTS SHALL BE PAID FROM BUDGET OPERATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$286,678.35, FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1971, 1972, 1973, 1974, 1975, 1976, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE JULIANO, SANITATION FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD BEGINNING JULY 1, 1977 AND ENDING JANUARY 1, 1978. (ASSIGNED TO SAFE AND CLEAN STREET (MANAGER) - FIRST LEAVE BEGAN JANUARY 1, 1976)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDITH BRESCIA, BUILDING SERVICE WORKER, DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, BUREAU OF PUBLIC BUILDINGS, FOR PERIOD BEGINNING MARCH 8, 1978 AND ENDING SEPTEMBER 8, 1978. (TO CONTINUE WORKING IN BOARD OF ADJUSTMENT - FIRST LEAVE BEGAN MARCH 8, 1976)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JANET N. HOLT, ACCOUNT CLERK, DEPARTMENT OF FINANCE, EMPLOYEES' RETIREMENT SYSTEM, FOR PERIOD BEGINNING APRIL 18, 1978 AND ENDING OCTOBER 17, 1978. (SOCIAL CASEWORKER, DIVISION OF WELFARE - FIRST LEAVE BEGAN OCTOBER 18, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HELEN ARIDAS, PRINCIPAL LEGAL STENOGRAPHER, DEPARTMENT OF LAW, FOR PERIOD BEGINNING APRIL 28, 1978 AND ENDING OCTOBER 28, 1978. (PRIVATE SECRETARY TO CORPORATION COUNSEL - FIRST LEAVE BEGAN OCTOBER 31, 1977)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO VANESSA WALLACE, MEDICAL CLAIMS EXAMINER, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING FEBRUARY 28, 1978 AND ENDING AUGUST 28, 1978. (ANOTHER POSITION WITH MAYOR'S POLICY AND DEVELOPMENT OFFICE - FIRST LEAVE BEGAN FEBRUARY 27, 1976)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 19, 1978

7-R-k.

RESOLUTION AUTHORIZING FORECLOSURE OF PROPERTIES BY SUMMARY PROCEEDINGS, IN REM, AS PROVIDED IN IN REM TAX FORECLOSURE ACT (1948) R. S. 54:5-104.29 ET SEQ., ELIGIBLE TAX SALE CERTIFICATES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN SUM OF \$7,000. TO ATLANTIC MOBILE CORPORATION AND McELROY, CONNELL, FOLEY AND GEISER, ITS ATTORNEYS, UPON RECEIPT OF A GENERAL RELEASE AND STIPULATION OF DISMISSAL OF SAID LAW SUIT WITH PREJUDICE AND WITHOUT COSTS, IN SETTLEMENT OF CLAIM FOR INJURIES SUSTAINED BY DOROTHY BENNET, TEACHER EMPLOYED BY BOARD OF EDUCATION AT WATERSHED (REMEDIAL READING PROGRAM), WHEN SHE SLIPPED AND FELL DOWN STEPS OF TRAILER 5 ON JULY 14, 1973, WHICH TRAILER STEPS HAD BEEN REPAIRED BY EMPLOYEES OF DEPARTMENT OF RECREATION AND PARKS. (\$52,000. BY ATLANTIC MOBILE CORPORATION AND CITY OF NEWARK PAID ATLANTIC MOBILE CORPORATION SUM OF \$7,000. AS A JOINT TORT FEASOR)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A DRAFT IN SUM OF \$158.48 PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY, 80 PARK PLACE, NEWARK, ATTENTION WILLIAM R. CALDWELL, ASSISTANT TO CLAIM AGENT, UPON RECEIPT OF A GENERAL RELEASE FROM PUBLIC SERVICE ELECTRIC AND GAS COMPANY, IN FULL PAYMENT OF CLAIM FOR DAMAGES TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY ELECTRICAL WIRES BY NEWARK DIMOLITION CREW WHILE DEMOLISHING PROPERTY 337 BROADWAY ON JANUARY 28, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

April 19, 1978

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7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT CHECK IN AMOUNT OF \$650.
FROM CHRISTINE GARDNER, 445 SOUTH 15TH STREET, NEWARK, IN FULL SETTLEMENT OF CLAIM FOR
\$785.92 DAMAGES TO NEWARK POLICE CAR WHEN CAR DRIVEN BY CHRISTINE GARDNER COLLIDED WITH
POLICE CAR AT INTERSECTION OF CENTRAL AVENUE AND FIRST STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN
AMOUNT OF \$1,500. PAYABLE TO EDWARD J. BERGEN AND DONATO AND DONATO, HIS ATTORNEYS,
UPON RECEIPT OF A GENERAL RELEASE AND A STIPULATION OF DISMISSAL WITH PREJUDICE AND
WITHOUT COSTS; RESOLUTION ADOPTED BY MUNICIPAL COUNCIL APRIL 4, 1973 AND AUGUST 8, 1973
AUTHORIZED GRANT OF AN EASEMENT ACROSS PORTION OF CITY PROPERTY ADJOINING CEDAR GROVE
RESERVOIR; NO EASEMENT WAS EVER EXECUTED OR DELIVERED TO SAID EDWARD J. BERGEN AND SAID
EASEMENT IS NO LONGER REQUIRED BY HIM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO DANIEL VENDITTI, 48
CONGRESS STREET, NEWARK, NEW JERSEY 07105, THE SUM OF \$370.00, NOW ON THE RECORDS OF
WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE FOR NEW WATER SERVICE INSTALLA-
TION WHICH WAS NOT MADE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, CONTAMINATED SCRAP METALS (APPROXIMATELY 5.5 TONS), TRAFFIC AND SIGNALS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO EXECUTE A BARGAIN AND SALE DEED, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION FOR THE PROPERTY KNOWN AS 490 WASHINGTON STREET, BLOCK 119, LOT 57. (EMANUEL AND DELORE BRITO - \$500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION ACCEPTING BID OF NEW COMMUNITY CORPORATION FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 1930, LOT 38, 233 NORTH 7TH STREET, NEWARK, NEW JERSEY, FOR \$750.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION ACCEPTING BID OF PUEBLO HOLDING CO. FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 2675, LOTS 43 AND 44, 385-391 BELMONT AVENUE, NEWARK, NEW JERSEY, FOR \$3,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 854 CLINTON AVENUE, BLOCK 3079, LOT 32, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (EVERLAST REALTY CORP. AND NEW JERSEY GLASS CO.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION RATIFYING CONTRACT WITH CENTRONICS CORPORATION, TO PROVIDE MAINTENANCE FOR NINE (9) MODEL 501 PRINTERS SERVING POLICE COMMUNICATIONS BUREAU, FOR PERIOD APRIL 1, 1978 TO APRIL 19, 1978; AND AUTHORIZING POLICE DIRECTOR AND CITY CLERK TO EXECUTE ATTACHED AGREEMENT WITH CENTRONICS CORPORATION, HUDSON, NEW HAMPSHIRE, TO PROVIDE MAINTENANCE FOR NINE (9) MODEL 501 PRINTERS SERVING POLICE COMMUNICATIONS BUREAU, FOR PERIOD APRIL 20, 1978 TO MARCH 31, 1979, AT COST OF \$5,184. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5 (1) (a) OF LOCAL PUBLIC CONTRACTS LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

(Councilman Carrino was excused at 10:05 P. M.)

7-R-w.

RESOLUTION RATIFYING CONTRACT WITH DATA GENERAL CORPORATION, TO PROVIDE MAINTENANCE FOR TWO MINI COMPUTERS AND TWO DISK DRIVES SERVING POLICE COMMUNICATIONS BUREAU, FOR PERIOD APRIL 1, 1978 TO APRIL 19, 1978; AND AUTHORIZING POLICE DIRECTOR TO EXECUTE ATTACHED AGREEMENT WITH DATA GENERAL CORPORATION, TO PROVIDE MAINTENANCE FOR TWO MINI COMPUTERS AND TWO DISK DRIVES SERVING POLICE COMMUNICATIONS BUREAU, FOR PERIOD APRIL 20, 1978 TO MARCH 31, 1979, AT COST OF \$26,004. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5 (1) (a) OF LOCAL PUBLIC CONTRACTS LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-x.

RESOLUTION RATIFYING CONTRACT WITH OMRON CORPORATION OF AMERICA, TO PROVIDE MAINTENANCE FOR THIRTY-SEVEN (37) COMPUTER TERMINALS SERVING POLICE COMMUNICATIONS BUREAU, FOR PERIOD APRIL 1, 1978 TO APRIL 19, 1978; AND AUTHORIZING POLICE DIRECTOR TO EXECUTE ATTACHED AGREEMENT WITH OMRON CORPORATION OF AMERICA, SUNNYVALE, CALIFORNIA, TO PROVIDE MAINTENANCE FOR THIRTY-SEVEN (37) COMPUTER TERMINALS SERVICING POLICE COMMUNICATIONS BUREAU, FOR PERIOD APRIL 20, 1978 TO MARCH 31, 1979, AT COST OF \$11,100. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5 (1) (a) OF LOCAL PUBLIC CONTRACTS LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR, ON BEHALF OF CITY OF NEWARK, TO ENTER INTO AGREEMENT LEASING TO THE UNITED STATES POSTAL SERVICES THE PREMISES 281-291 MULBERRY STREET, BLOCK 880, LOTS 27, 29, 30, 32 AND 33, NOT NEEDED FOR PUBLIC USE, FOR PERIOD COMMENCING APRIL 1, 1978 AND EXPIRING JUNE 30, 1980; SAID LEASE CONTAINS OPTION TO RENEW FOR FIVE SEPARATE FIVE YEAR PERIODS, FOR AN ANNUAL RENTAL OF \$100. PER YEAR PLUS COUNTY TAXES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that Ell & Ell, Inc., landlord, under a lease with the City of Newark, as tenant, for premises known as 283 Mulberry Street, release said City from all obligations in said lease while the United States Post Office is the tenant of said premises under the lease between the City of Newark, as landlord, and the said Post Office, as tenant; and Ell & Ell, Inc. consents to the lease between the City of Newark and the United States Post Office for premises which includes 283 Mulberry Street, Newark, New Jersey, was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING CITY TO LEASE, AT PUBLIC AUCTION, BASEMENT, FIRST AND SECOND FLOORS OF 707 BROAD STREET (TWO GUYS BUILDING) BLOCK 53, LOT 38, PURSUANT TO N.J.S.A. 40A:12-14 (a), AT MINIMUM RENTAL OF \$18,750. PER MONTH AS SHOWN IN DETAIL IN PROPOSED LEASE AGREEMENT ATTACHED, FOR PERIOD OF THIRTY MONTHS COMMENCING JULY 1, 1978 AND TERMINATING DECEMBER 31, 1980; FURTHER MUNICIPAL COUNCIL SHALL RESERVE THE RIGHT TO REJECT ALL BIDS WHERE HIGHEST BID IS NOT ACCEPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION, ON BEHALF OF CITY OF NEWARK, TO STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) TO APPLY FOR FUNDS TO PARTICIPATE IN DOMESTIC VIOLENCE PREVENTION PROJECT, 1ST YEAR. (LEAA-\$235,917., LOCAL CASH-\$50,000. (\$37,500.-DIVISION OF YOUTH AND FAMILY SERVICE OF STATE OF NEW JERSEY, BALANCE \$12,500.- IN PART BY CITY AND IN PART BY ESSEX COUNTY), TOTAL \$285,917.)

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Giuliano stated last year he asked the Office of Criminal Justice Planning to prepare an application for Federal and State funds to be used to combat wife battering in Newark. This resolution is the result of that request and involves a joint project between Newark and Essex County. If approved by the State Law Enforcement Planning Agency, the program would receive \$286,000. to finance the first year's operation of the Domestic Violence Prevention Project. Virtually the entire amount will come from the Federal and State Governments. The project would be a vital addition to the badly needed funding that has been allocated in recent years to the important fight against child abuse.

Councilman Giuliano continued under the direction of the Police Department and the Municipal Court, the Domestic Violence Prevention Project will aim to reduce the incidence of family violence and provide special training for the police to help them respond better to these situations. The project would establish a shelter operating 24 hours a day for abused spouses and their children, and also assign social workers to the Municipal Court so it can expand its family services. The Newark Police Department reports about 10% of its 1,000 calls each day are family disturbance calls. Beaten spouses and their helpless children are the innocent victims in too many of these cases.

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In 1977, 1,310 cases of atrocious assault and battery were instituted by wives against their husbands in Essex County. This number is considered much lower than the actual incidence.

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH DREW FUNERAL HOME, 107½-109 BLOOMFIELD AVENUE, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE BURIAL SERVICES FOR THE INDIGENT DEAD OF THE CITY OF NEWARK, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; EFFECTIVE UPON APPROVAL BY MUNICIPAL COUNCIL AND CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT; AMOUNT PAYABLE SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY. (\$10,000. ENCUMBERED FROM 1978 TEMPORARY BUDGET OF DEPARTMENT OF HEALTH AND WELFARE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION AUTHORIZING MAYOR TO FILE A PRE-APPLICATION FOR FEDERAL ASSISTANCE THAT WILL SERVE AS A NOTICE OF INTENT TO CONTINUE AS A PRIME SPONSOR UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT FOR FISCAL YEAR 1979 (OCTOBER 1, 1978 THROUGH SEPTEMBER 30, 1979). (CETA I, CETA II, CETA VI, YETP, YCCIP AND SPEDY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, SCRAP VEHICLES, DIVISION OF MOTORS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-be.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND

DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO APPLY TO THE NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS FOR FUNDS UNDER THE SAFE AND CLEAN NEIGHBORHOODS
PROGRAM (FY-78-79), IN AMOUNT OF \$989,745.; TO BE MATCHED WITH \$989,745. FROM MUNICIPAL
BUDGET FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Budget Officer Banker met with the Council April 18, 1978)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AMENDING RESOLUTION 7-R-t, FEBRUARY 15, 1978, PARAGRAPH 2, AUTHOR-

IZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH THE NEW JERSEY STATE
DEPARTMENT OF COMMUNITY AFFAIRS TO ACCEPT SUM OF \$691,815. OF NEW MONEYS FROM TITLE VII,
\$102,815. CASH ORIGINATED FROM U.S.D.A. AND PAYABLE THROUGH THE STATE ON QUARTERLY
BASIS, PLUS SUM OF \$130,000. FROM PREVIOUS GRANT AGREEMENT #77316, DATED MAY 6, 1977, FOR
CONTINUATION OF NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY, FOR PERIOD OF ONE YEAR,
FROM JANUARY 1, 1978 TO DECEMBER 31, 1978, FOR TOTAL SUM OF \$924,630.; AND PARAGRAPH 3,
PROPOSED BUDGET IS \$1,086,340. (\$821,815.-NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS
(\$691,815.-NEW FUNDS, \$130,000.-REPROGRAMMED ACCRUALS FROM PRIOR YEARS), \$129,710-
FROM THE CITY OF NEWARK AS IN-KIND CONTRIBUTION, \$32,000.-FROM FUNDS GENERATED BY THE
PROGRAM, \$102,815.-U.S.D.A. FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-

SECTION IN 1978 BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NUTRITION
PROJECT FOR THE ELDERLY (GRANT #78403)-\$691,815.; ITEM AVAILABLE FROM NEW JERSEY STATE
DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bh.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY TO PROVIDE A PAINTER'S APPRENTICESHIP TRAINING PROGRAM, FOR SUM NOT TO EXCEED \$55,050., FOR THE PERIOD APRIL 20, 1978 TO SEPTEMBER 30, 1978; FURTHER RATIFYING CONTRACT FOR PERIOD MARCH 18, 1978 TO APRIL 19, 1978; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE VI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION AUTHORIZING THE CITY CLERK TO ENTER INTO CONTRACT WITH GANN CODES, INC. FOR PREPARATION AND PRODUCTION OF CUMULATIVE POCKET SUPPLEMENT TO THE REVISED ORDINANCES OF THE CITY OF NEWARK; CONTRACT IN THE AMOUNT OF \$9,660.00 (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)); FURTHER RESCINDING RESOLUTION 7-R-bk ADOPTED APRIL 5, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION APPROVING APPLICATION AND PLAN OF ASPEN-TEMPLE APARTMENTS COMPANY, A LIMITED-DIVIDEND LIMITED PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR REHABILITATION OF APARTMENT BUILDINGS PROVIDING 87 DWELLING UNITS FOR RENTAL TO FAMILIES IN NEWARK AT 825-829 SOUTH 10TH STREET AND 860-868 SOUTH 11TH STREET, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION; GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R. S. 55:16-1 ET SEQ., AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF COMMUNITY AFFAIRS OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH SYSTEM MANAGEMENT TECHNOLOGY, INC., 650 PALISADE AVENUE, ENGLEWOOD CLIFFS, LOWEST RESPONSIBLE BIDDER, TO PROVIDE PAYROLL AND MANAGERIAL ASSISTANCE FOR SPEDY 1978 PAYROLL FOR SUM NOT TO EXCEED \$50,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, Tucker, President Harris.

7-R-b1.

RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO EXECUTE ON BEHALF OF CITY OF NEWARK AN AGREEMENT WITH HUNT'S CIRCUS, INC. FOR LEASING IRONBOUND RECREATION CENTER FOR CIRCUS PERFORMANCES TO BE HELD MAY 21 AND 22, 1978, AT RENTAL FEE OF \$500. PER DAY PLUS 2% OF GROSS INCOME, IN ACCORDANCE WITH ATTACHED AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, Tucker, President Harris.

MOTIONS.

7-M-a.

A MOTION COMMENDING PRESIDENT CARTER, NEW JERSEY SENATOR HARRISON A. WILLIAMS, AND FLORIDA REPRESENTATIVE CLAUDE PEPPER FOR THEIR OUTSTANDING EFFORTS ON BEHALF OF ALL AMERICAN CITIZENS, ESPECIALLY SENIOR CITIZENS, IN HELPING TO ENACT LEGISLATION WHICH RAISES THE MANDATORY RETIREMENT AGE FROM 65 TO 70, was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, Tucker, President Harris.

7-M-b.

A MOTION CONGRATULATING WILBERT ALLEN, CITY PLANNING OFFICER, MAYOR'S POLICY AND DEVELOPMENT OFFICE ON HIS RECENT APPOINTMENT AS ACTING EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, Tucker, President Harris.

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7-M-c.

A MOTION CONGRATULATING DAVID S. DENNISON, EXECUTIVE DIRECTOR, MAYOR'S POLICY AND DEVELOPMENT OFFICE ON HIS RECENT APPOINTMENT AS VICE-PRESIDENT OF THE FEDERAL HOME LOAN BANK, WHERE HE WILL BE RESPONSIBLE FOR COMMUNITY INVESTMENTS IN THE STATES OF NEW YORK AND NEW JERSEY, PUERTO RICO AND THE VIRGIN ISLANDS AS WELL AS WORKING WITH SAVINGS AND LOAN ASSOCIATIONS, COMMUNITY GROUPS AND CITY GOVERNMENTS; FURTHER, CONVEYING COUNCIL'S BEST WISHES ON ALL HIS FUTURE ENDEAVORS, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO ADDRESS COMMUNICATION TO DIVISION OF YOUTH AND FAMILY SERVICES DIRECTOR ROBERT WELLS, EXPRESSING THE OPPOSITION OF THE NEWARK MUNICIPAL COUNCIL TO ANY PLANS BY THE STATE OF NEW JERSEY TO CHANGE THE PRESENT SYSTEM OF DAY CARE FUNDING UNDER TITLE IV OF THE SOCIAL SERVICES ACT TO FUNDING THROUGH TITLE XX, WHICH WOULD PROVIDE FOR DAY CARE PAYMENTS TO WELFARE RECIPIENTS, INSTEAD OF DIRECTING THE DAY CARE FUNDS RIGHT TO THE INDIVIDUAL DAY CARE CENTER; FURTHER EXPRESSING THE DISPLEASURE OF THE COUNCIL AT THE CURRENT LEVEL OF DAY CARE FUNDING WHICH IS INADEQUATE, AND STRONGLY OPPOSING ANY PROPOSED REDUCTION IN THE LEVEL OF FUNDING IN THE FUTURE, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH ENGINEERING DIRECTOR ZACH REQUESTING THAT ALDINE STREET BE DESIGNATED A TWO-WAY STREET BETWEEN BRAGAW AVENUE AND CLINTON PLACE, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR BUCK, ENGINEERING DIRECTOR ZACH, CITY PLANNING OFFICER WILBERT ALLEN AND MRS. ELIZABETH ARMSTRONG OF THE ELIZABETH AVENUE BLOCK ASSOCIATION TO MEET WITH THE MUNICIPAL COUNCIL AT THEIR PRE-MEETING CONFERENCE, MAY 2, 1978, TO DISCUSS DEVELOPMENT PLANS FOR THE MILARM COMMUNITY CENTER, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

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COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 10, 1978, ENCLOSING PROPOSED "ORDINANCE TO GRANT TAX EXEMPTION FOR COMMERCIAL AND INDUSTRIAL IMPROVEMENTS AS WELL AS TAX ABATEMENT FOR COMMERCIAL AND INDUSTRIAL PROJECTS, AS SAID IMPROVEMENTS AND PROJECTS ARE DEFINED IN THIS ORDINANCE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Assistant Corporation Counsel Leo Schwarz met with the Council April 18, 1978)

A motion directing the City Clerk to place this ordinance on the May 3, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 10, 1978, ENCLOSING PROPOSED "ORDINANCE TO LEASE, FOR ONE DOLLAR PER YEAR, VARIOUS ITEMS OF PERSONAL PROPERTY TO NEWARK RECYCLING, INC., A NONPROFIT CORPORATION, FOR A PERIOD OF FIVE YEARS BEGINNING MAY 31, 1978 AND ENDING MAY 31, 1983, PURSUANT TO N.J.S.A. 40A:12-14 (c)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 3, 1978 Calendar of the Municipal Council for first reading was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 10, 1978, ENCLOSING PROPOSED "ORDINANCE TO REPEAL AN ORDINANCE ENTITLED, 'AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO LEASE CERTAIN CITY-OWNED PROPERTY AND CERTAIN LEASED PROPERTY TO THE UNITED STATES POST OFFICE, NEWARK BRANCH,' (6-S & F-c) ADOPTED DECEMBER 10, 1975."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 3, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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8-d.

The City Clerk presented PROPOSED "ORDINANCE TO AMEND SECTION 3 OF 'AN ORDINANCE TO IMPOSE A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK,' ORDINANCE 6-S & F-m, JANUARY 4, 1978, TO REDUCE THE RATE IMPOSED FOR 1978 FROM THREE FOURTHS OF ONE PERCENT (.75%) TO ONE HALF OF ONE PERCENT (.50%) EFFECTIVE JULY 1, 1978."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 3, 1978 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from March 29, 1978 to April 11, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Benedict's Church	7401 (Amended)
St. Casimir's PTA	7463 (Amended)
Parents Association of St. Benedict Elementary School	7472 (Amended)
St. Martin DePorres Educational Association of Queen of Angels School	7489 (Amended)
Babyland Nursery, Inc.	7557 (Amended)
Newark Lodge #21-BPOE	7670
St. Aloysius Roman Catholic Church	7671
St. Mary's Church of Immaculate Conception	7672
St. Stanislaus Roman Catholic Church	7678
St. Augustine's Church	7684

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RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Central Ward Unit - Boys Club of Newark	7673
Community Parents for 4H Youth Development	7674
The Dave Wright Civic Association	7675
Montgomery Street PTSA	7676
Club De Leones Cubanos De Newark, N. J.	7677
Sacred Heart Church	7679
New Hope Baptist Church	7680
St. John's Ukrainian Catholic Church	7681
St. Michael's PTG	7682

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

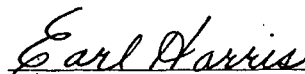
This meeting adjourned at 10:20 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 10:15 A. M.

The audience arose for the National Anthems of the United States and Great Britain.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council.

(Councilman Tucker arrived at 10:25 A. M.)

(Councilman James arrived at 10:30 A. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 25, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

Acting City Clerk Korngut read letter dated April 25, 1978 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council at 10:00 A. M., Friday, April 28, 1978, to permit the City Council to vote on legislation making the Honorable William Drury, Mayor of Newark-on-Trent, Nottinghamshire, England, an honorary citizen of Newark, New Jersey.

President Harris stated, "We are very honored today to have with us special guests, Mayor William Drury, the Chief Executive of Newark's Mother City - Newark in Nottinghamshire, England, and his precious wife. Mayor Drury is visiting Newark to help Trans World Airlines launch its first international flight from Newark to London. We salute TWA for recognizing the strong potential Newark Airport holds as the Metropolitan Area's Major International Air Travel Center, and we hope that the Newark-London flight, which will have its maiden voyage Sunday, will be the first of many International Jet Flights TWA will put into service at Newark International Airport.

April 28, 1978

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On behalf of the Newark Municipal Council, I extend a warm welcome to Mayor Drury and his wife and hope that their stay in Newark will be enjoyable and memorable. We think of our Newark as an old city. It is the third oldest city in the United States, but relatively speaking, it is young compared to Mayor Drury's Newark, which was a thriving market town when Robert Treat first settled on the banks of the Passaic River in what we now call Newark, New Jersey.

Over the years, we Newarkers on this side of the Atlantic have kept our ties with Newark and England. It is very interesting to note that the laws which govern our city and our nation derive from the English laws.

We hope that by Mayor Drury's visit here today we can cement the bonds of friendship that have existed between our two Newarks for over 300 years. It is the Council's privilege to act today to strengthen this friendship by making the Honorable William Drury an honorary citizen of Newark, New Jersey."

RESOLUTIONS.

7-R-a.

RESOLUTION DESIGNATING THE HONORABLE WILLIAM DRURY, MAYOR OF NEWARK NOTTINGHAMSHIRE, ENGLAND, AN HONORARY CITIZEN OF THE CITY OF NEWARK, NEW JERSEY.

WHEREAS, The Honorable William Drury, is Mayor of Newark, Nottinghamshire, England, the town from which the City of Newark, New Jersey derives its name; and

WHEREAS, Newark, New Jersey has grown in three hundred years to become the major City in New Jersey and one of the leading cities in this nation; and

WHEREAS, Newark, New Jersey is a City of many rich and varied backgrounds, races and national origins all living together harmoniously; and

WHEREAS, Newark, New Jersey has long recognized the historical attachments to its mother city, Newark, Nottinghamshire, England, and encouraged communications between the two Newarks; and

WHEREAS, The Honorable William Drury, the Mayor of Newark, Nottinghamshire, England is visiting Newark, New Jersey to strengthen the good will that exists between both our people.

BE IT THEREFORE RESOLVED that in recognition of the historical ties between Newark, New Jersey and Newark, Nottinghamshire, England, and on the occasion of Mayor Drury's visit to our City, the Municipal Council of the City of Newark, New Jersey, does hereby designate

THE HONORABLE WILLIAM DRURY

HONORARY CITIZEN

of

NEWARK, NEW JERSEY

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Mayor Drury.

April 28, 1978

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This resolution was presented by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

Honorable Mayor William Drury and Honorable Mayor Kenneth A. Gibson approached the dais.

President Harris, on behalf of the Municipal Council, presented a framed resolution to Honorable Mayor William Drury designating him an honorary citizen of the City of Newark, New Jersey.

Councilman Allen said he was very honored to have the Mayor of Newark, Nottinghamshire, England here today. It makes him feel proud that the relationship between England and the United States in the past three hundred years will continue and he hopes the relationship will continue with peace, love and happiness.

Councilman Bottone noted he was with Mayor Drury last night for a short time and he learned quite a bit. Mayor Drury explained the medallion around his neck, its heritage and proclaimed Newark, New Jersey their daughter city. Councilman Bottone hoped after the Mayor's visit to Newark, he will go back home feeling we are worthy of all the nice things he said about Newark, New Jersey. Councilman Bottone felt it is a pleasure to have Mayor Drury and his wife here and hopes they enjoy their stay.

Councilman Carrino welcomed Mayor Drury and his wife to Newark. He hopes Mayor Drury sees that over the past ten to fifteen years the City of Newark, New Jersey is reaching into its tradition with the name of Newark and we are rebuilding our city. Councilman Carrino hoped that during their short stay, they will see how everyone in the City of Newark, New Jersey is working together to get Newark to what it was previously.

(Councilman Tucker arrived at 10:25 A. M.)

Councilman Giuliano expressed delight to be a Member of this Municipal Council on such a memorable day that Mayor Drury and his wife are visiting Newark. He, too, wished Mayor Drury and his wife a delightful stay in our city. Councilman Giuliano thanked Mayor Drury and his wife for coming to Newark.

Councilman Martinez welcomed Mayor Drury and his wife to Newark and the East Ward. He said since they will be traveling around today with Mayor Gibson, he hopes when they become hungry, the Mayor will take them to one of the finest restaurants located in the East Ward to make their stay a little more enjoyable.

April 28, 1978

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Councilman Tucker joined his colleagues in welcoming Mayor Drury and his wife to the City of Newark, New Jersey. He said it must seem awkward to them to see the Newark Municipal Council welcoming them to Newark since they are from Newark. Councilman Tucker hoped their stay will be meaningful and enjoyable.

(Councilman James arrived at 10:30 A. M.)

Councilwoman Villani said she was pleased to welcome Honorable William Drury, Mayor of Newark, Nottinghamshire, England and to take this occasion to show him what the Newark in America is all about. Newark, New Jersey is young compared to Newark, Nottinghamshire, England, yet our 400,000 citizens are just as proud. Councilwoman Villani stressed the citizenry of Newark has worked hard to heal its wounds and to live in harmony with each other. She hoped Mayor Drury and his wife will bring happy memories of Newark back to Newark, Nottinghamshire, England.

Councilman James stated he just left Malcolm X. Shabazz High School. Some 500 students in the auditorium asked about bringing greetings to a neighbor. They are very happy about the visitation today because it starts a relationship between a country and our nation and the students were very happy. In fact all 500 students wanted to leave classes to come here this morning but they had to attend school today. They also gave their blessings to Mayor Gibson. Councilman James, on behalf of Malcolm X. Shabazz High School and the South Ward Community welcomed Mayor Drury and his wife. They open their arms, friendship and love to Mayor Drury and his wife.

Mayor Gibson stated, "We honor Mayor Drury and his wife. Some of you here in the audience, last night had an opportunity to meet Mayor Drury. Some of you may not know we had some Newark, New Jersey citizens visit Newark-on-Trent, England over the years and each time they have returned, we have received mementos, and some very nice reminders that we should officially make an attempt to make a visit. I want to make sure you all recognize that the Mayor of Newark-on-Trent is here because TWA is inaugurating international flights between Newark, New Jersey and London and Mayor Drury has come over as a guest of TWA and they have indicated, at one point they will have the Mayor of Newark, New Jersey visit Newark-on-Trent, England. I told them we are in a deep, very serious political campaign and this is not the time to talk about leaving town. However, maybe sometime in the future, if the citizens of Newark are kind as they have been in the past two elections, we may have an opportunity to do that."

Mayor Gibson, on behalf of the people of Newark and business people of Newark, presented several gifts to Mayor Drury.

Mayor Gibson requested Mayor Drury and his wife to meet some of Newark's co-workers and citizens.

April 28, 1978

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Mayor Drury said he never expected to be given the freedom of Newark. He is very grateful for the honor bestowed upon him. Mayor Drury thanked the people of Newark for their fine hospitality. He felt it was a great pleasure to be here to address the people of Newark.

Mayor Drury outlined their history and form of local government, and stressed the alliance between our two countries. He noted he is the 360th Mayor of Newark-on-Trent, England.

Mayor Drury stressed it was a great pleasure to speak here today and he hopes their visit generates an exchange of ideas, cultures and furthers a long and lasting friendship.

Mayor Drury presented several tributes to Council President Harris.

Mayoress of Newark-on-Trent said it was a pleasure to be in Newark. They had a wonderful time, wonderful flight, food, motels and friends.

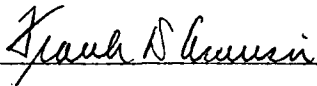
ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

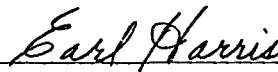
This meeting adjourned at 10:50 A. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



Newark, New Jersey, May 3, 1978

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:05 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend James J. Finnerty, St. Charles Borromeo Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

(Councilman James arrived 1:10 P. M.)

(Councilman Tucker arrived 1:30 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 25, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented FINANCIAL STATEMENTS FOR THE CITY OF NEWARK, FOR THE THREE MONTHS ENDED MARCH 31, 1978, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTS.

(Copy submitted to each Member of the Council)

A motion that the Financial Statements be received and staff study be made for report to the Council was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

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(4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE HELD MARCH 16, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

(4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, MARCH 15, 1978.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

/4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MARCH 15, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

/4-e.

The City Clerk presented COPY OF MINUTES OF SPECIAL EMERGENCY MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD DECEMBER 5, 1977.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

/4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD DECEMBER 14, 1977.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

/4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE

May 3, 1978

COMMISSIONERS, HELD DECEMBER 22, 1977.

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A motion that the Copy of Minutes be received was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD DECEMBER 30, 1977.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

4-i.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JANUARY, 1978.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

4-j.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF FEBRUARY, 1978.

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

4-k.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF MARCH, 1978.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

4-l.

The City Clerk presented REPORT OF SUMMARY OF BUDGET ACTIVITY REPORT, DEPARTMENT OF PUBLIC WORKS, SURPLUS PROPERTY, FOR THE MONTH OF JANUARY, 1978, SUBMITTED BY DENNIS G. CHEROT, ASSISTANT TO THE BUSINESS ADMINISTRATOR.

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(Copy submitted to each Member of the Council)

A motion that the Report of Summary of Budget Activity Report be received and placed on file was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

4-m.

The City Clerk presented REPORT OF SUMMARY OF BUDGET ACTIVITY REPORT, DEPARTMENT OF PUBLIC WORKS, SURPLUS PROPERTY, FOR THE MONTH OF FEBRUARY, 1978, SUBMITTED BY DENNIS G. CHEROT, ASSISTANT TO THE BUSINESS ADMINISTRATOR.

(Copy submitted to each Member of the Council)

A motion that the Report of Summary of Budget Activity Report be received and placed on file was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

4-n.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF MARCH, 1978.

A motion that the Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on First Reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

May 3, 1978

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A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, SECTION 85.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD A PARAGRAPH (e) TO PROVIDE FOR THE MEMBERS OF THE CITIZENS ADVISORY BOARD TO RECEIVE A STIPEND FOR EACH MEETING THEY ATTEND.

May 3, 1978

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 17, 1978.

(Councilman James arrived 1:10 P. M.)

/6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

/6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET.

(West on Raymond Boulevard to South on Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS A ONE-WAY STREET.

(Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

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6-F-1.

The City Clerk read AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO SECTION 23:5-13, RESTRICTED PARKING SPACES.

(This ordinance designates restricted parking spaces for use by persons with special vehicle identification issued by State Motor Vehicle Division)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table this ordinance was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

A motion to consider substitute ordinance for 6-F-1 was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO SECTION 23:5-13, RESERVED PARKING SPACES.

(This ordinance designates reserved parking spaces for use by persons with special vehicle identification issued by State Motor Vehicle Division)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE TO GRANT TAX EXEMPTION FOR COMMERCIAL AND INDUSTRIAL IMPROVEMENTS AS WELL AS TAX ABATEMENT FOR COMMERCIAL AND INDUSTRIAL PROJECTS, AS SAID IMPROVEMENTS AND PROJECTS ARE DEFINED IN THIS ORDINANCE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, President Harris.

Not Voting: Councilman Carrino.

President Harris: The yeses are seven, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 17, 1978.

6-F-k.

The City Clerk read AN ORDINANCE TO LEASE, FOR ONE DOLLAR PER YEAR, VARIOUS ITEMS OF PERSONAL PROPERTY TO NEWARK RECYCLING, INC., A NON-PROFIT CORPORATION, FOR A PERIOD OF FIVE YEARS BEGINNING MAY 31, 1978 AND ENDING MAY 31, 1983, PURSUANT TO N.J.S.A. 40A:12-14 (c).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 17, 1978.

6-F-1.

The City Clerk read AN ORDINANCE TO REPEAL AN ORDINANCE ENTITLED, "AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO LEASE CERTAIN CITY-OWNED PROPERTY AND CERTAIN LEASED PROPERTY TO THE UNITED STATES POST OFFICE, NEWARK BRANCH," (6-S & F-c) ADOPTED DECEMBER 10, 1975.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

May 3, 1978

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 17, 1978.

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND SECTION 3 OF "AN ORDINANCE TO IMPOSE A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK," ORDINANCE 6-S & F-m, JANUARY 4, 1978 TO REDUCE THE RATE IMPOSED FOR 1978 FROM THREE FOURTHS OF ONE PERCENT (.75%) TO ONE HALF OF ONE PERCENT (.50%) EFFECTIVE JULY 1, 1978.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 17, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON NINTH AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Ninth Avenue

Westbound, from West Market Street to South Ninth Street

Section 2. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Ninth Avenue

Both Sides, from West Market Street to South Ninth Street

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m), ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

May 3, 1978

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Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6S&FM) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to create the titles title codes annual minimum and annual maximum salaries as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Accountant (37½ hours) 999474	\$ 11,628	\$ 14,130
Accounting Assistant (37½ hours) 241180	10,236	12,209
Administrator, N.H.P.A. 996209	18,940	23,021
Assistant Health Center Manager (DCHC) 153900	15,582	18,940
Assistant Center Manager (NOEA) 200124	9,010	10,547
Assistant Manager, (NOEA) 995822	15,582	18,940
Assistant Manager, (MDTP) 773906	15,582	18,940
Center Manager, (NOEA) 997110	9,748	11,628
Community Service Coordinator 400031	16,369	19,887
Dental Hygienist 471090	12,209	14,840
Dentist 500002	27,983	34,014
Financial Counselor 290100	10,236	12,209
Health Care Utilization Review Spec. 410020	16,369	19,887
Health Center Manager 400022	18,038	21,925
Health Care Policy Advisor 153901	18,038	21,925
Health Team Assistant 800105	8,173	9,748
Internist 500004	30,851	37,508
Interviewer 201192	9,748	11,628
Manager, NOEA 400020	18,038	21,925
Manager, MDTP 400013	18,038	21,925

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<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Medical Care Administrator 301091	\$ 18,940	\$ 23,021
Pharmacist Aide 850100	9,748	11,628
Pediatric Nurse Practitioner 500006	12,209	14,840
Pediatrician 500005	30,851	37,508
Physician 773907	30,851	37,508
Principal Claim Specialist 200001	15,582	18,940
Principal Clerk-Typist (Bi-Lingual) 111500	7,412	9,010
Principal Interviewer 752912	12,819	15,582
Principal Accountant (37½ hours) 241100	14,840	18,038
Senior Accountant (37½ hours) 241120	14,130	17,179
Senior Field Representative 600101	10,236	12,209
Secretarial Assistant 641510	9,461	11,074
Senior Health Planner 995932	14,840	18,038
Senior Interviewer 152900	11,074	13,460
Senior Aide, NOEA 800104	3,120	3,120
Senior Community Relations Specialist 999325	12,819	15,582
Senior Procedural Analyst 153902	13,460	16,369
Special Police Officer 997240	10,236	12,209
Supervisor Medical Records Clerk 800049	10,236	12,209
Supervisor Special Police Officer 997245	11,074	13,460

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Carrino.

President Harris: The yeses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING PERMISSION TO SCHIABO CORPORATION TO CONSTRUCT AND MAINTAIN 2-4" DIAMETER STEEL ELECTRIC CONDUIT ALL WITHIN A ELECTRIC CONDUIT EASEMENT 5' WIDE CROSSING NOBLE STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section (1) The Easement is more fully described as:

BEGINNING at a point in the northerly side of Noble Street is therein distant westerly 337.16 ft. from the intersection of the same with the westerly side of Frelinghuysen Avenue;

thence (1) along the northerly side of Noble Street
N 58 degrees 16 minutes W 5.00 ft.;

thence (2) across Noble Street S 31 degree 12 minutes 15 seconds W 60.00 ft to a point in the southerly side of Noble Street;

thence (3) along the southerly side of Noble Street
S 58 degree 16 minutes E 5.00 ft.;

thence (4) across Noble Street N 31 degrees 12 minutes 15 seconds E 60.00 ft. to the northerly side of Noble Street and the point or place of BEGINNING.

All is as shown on drawing entitled "Map of Property Belonging to Schiabo Corporation situated in City of Newark, Essex County, N.J." dated September 30, 1977 as prepared by Casey and Keller, Inc., Map No. 1014 and Survey No. 750811-A&B

Section (2) Schiabo Corporation will be responsible for the repair of and/or damage to paving, existing utility lines, etc., arising from the construction or maintenance of their facilities in the easement area.

Section (3) In the event the properties that are connected by the easement do not remain in one ownership the said easement is terminated and all rights revert to the City of Newark.

Section (4) That such permission be and the same is hereby given upon the conditions and provisions to be kept and performed by the said Schiabo Corporation, its successors and assigns, as follows:

(1) It will at its sole expense, at any time in the future, upon thirty (30) days notice in writing from the City of Newark, alter, relocate or remove such ELECTRIC CONDUIT, or any part thereof as may be designated in the Removal or Relocation notice as may be served by the City of Newark upon the said

(2) It will indemnify and save harmless the said City of Newark, its officers, agents and servants, from any claims whatsoever, arising from or in any way connected with the granting of said privilege or by reasons of the installation, location, maintenance or the existence of such ELECTRIC CONDUIT, in the above described five (5) feet wide easement in Noble Street and shall agree to assume, on behalf of the City of Newark, the defense of any action at law or in equity, which may be brought against the City of Newark upon such claims.

(3) It will at its own cost and expense procure and keep in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in the amount of at least \$250,000.00 for injury to any one person and \$1,000,000.00 to more than one person arising out of any one accident and Property Damage Insurance against any and all claims for damage to property of others to the extent of \$100,000.00 said policies to be approved by the Corporation Counsel of the City of Newark, New Jersey. Proof of said coverage, naming the City of Newark as insured, shall be filed with the City Clerk prior to installation. Said insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified or registered letter.

(4) It will be subject to any ordinance or resolution adopted by the City of Newark, which may apply to such ELECTRIC CONDUIT and that Schiabo Corporation, its successors and assigns, shall become liable for the payment of any fee(s) hereafter imposed by the City of by such Ordinance(s) or Resolutions(s).

(5) It will file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost expense to the City for all official publications of this Ordinance, as well as an appraisal fee of \$150.00.

(6) It will obtain a written permit from the Permit Division of the Bureau of Streets and Sidewalks of the Department of Public Works and pay the cost thereof before disturbing any Street Surface or making any installations, alterations or additions to the said ELECTRIC CONDUIT whatsoever, including the original installation or removal of all or any part of such original installation.

Section 5. Concomitant and coextensive with the easement granted herein is the further right to Schiabo Corporation of ingress and egress over and upon the adjacent and contiguous street of the City of Newark for purposes of construction and maintenance of the said ELECTRIC CONDUIT. Said rights are conditioned on the reasonable exercise thereof; and is hereby given upon the conditions in Section 4.

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Section 6. The permission to be granted, pursuant hereto is subject to all State Laws and City Ordinances for the said installation, maintenance and use of ELECTRICAL CONDUIT.

Section 7. A copy of the aforesaid drawing entitled "Map of Property" belonging to Schiabo Corporation situated in City of Newark, Essex County, New Jersey dated September 30, 1977 as prepared by Casey and Keller, Inc., 1000 Springfield Avenue, Irvington, New Jersey 07111 is affixed and made a part hereof.

Section 8. For the rights and privileges herein granted said Schiabo Corporation, its successors and assigns, shall pay to the City of Newark an easement fee of \$300.00 upon acceptance of this agreement and shall pay annually to the City of Newark on or before January 15, of each succeeding year a user charge of \$60.00 effective the January next succeeding the time when this ordinance shall become effective.

Section 9. Schiabo Corporation, at any time, on 30 days prior written notice to the City of Newark may terminate the easement described in Section 1, hereof, remove its equipment and restore said premises to its' original condition.

Section 10. This ordinance shall take effect upon promulgation and passage in accordance with Law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE EDUCATIONAL CENTER URBAN RENEWAL PROJECT, N.J.R.-50 (SECOND AMENDMENT)

WHEREAS, it has heretofore been found and determined by Resolution 7Rr adopted on July 10, 1961 that the project area known as the Educational Center Urban Renewal Project (N.J.R-50) is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7Rbk adopted May 20, 1964, approved an Urban Renewal Plan for the Educational Center Urban Renewal Project (N.J.R-50) and amended said by Ordinance 6S & FD adopted October 5, 1977, and

WHEREAS, it is necessary to further amend said Urban Renewal Plan, such amendment to consist of (1) a revision in land coverage to provide a maximum of 90% to allow maximum utilization of the parcel which is intended to be used as a parking garage, (2) the elimination of the 30 foot set back requirement for parcels abutting an Educational Institution; (3) Reducing the landscaping requirements to a minimum of 5%; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendation respecting the amended Urban Renewal Plan for the Project area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of Urban Renewal Projects with financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the amended Urban Renewal Plan for the Project Area conforms to the general plan of the locality.
2. That it is hereby found and determined that the amended Urban Renewal Plan indicates proposed land uses and building requirements in the area, and its relationship to definite local objectives as to appropriate land uses, density of population and improved traffic, public transportation, public utilities, recreational and community facilities and other public improvements, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.
3. That the amended Urban Renewal Plan provides for the relocation of persons living in the Project Area and that the proper relocation of the individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Project Area, are available at rents or prices within the financial means of the displaced individuals and families and are reasonably accessible to their places of employment.

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4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the Urban Renewal of the areas by private enterprise.

6. That in order to facilitate the implementation of the amended Urban Renewal Plan hereby approved it is found and determined that certain official action must be taken by the Municipal Council of the City of Newark, and accordingly, this Municipal Council hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to implement said Urban Renewal Plan.

7. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the Project is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.

8. That the amended Urban Renewal Plan for the Project having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the amended Urban Renewal Plan with the minutes of this meeting.

9. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE OLD THIRD WARD URBAN RENEWAL PROJECT N.J.R-6 (12TH AMENDMENT)

WHEREAS, it has heretofore been found and determined by Resolution 7Ru adopted August 20, 1958 that the Project Area known as the Old Third Ward Urban Renewal Project (N.J.R-6) is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, the Municipal Council of the City of Newark has heretofore by Resolutions 7RB adopted June 15, 1970; 7Ri adopted January 3, 1962; 7Rb adopted March 4, 1964; 7Rc adopted March 3, 1965; 7Rf adopted January 4, 1967; 7Rt adopted May 6, 1970; 7RBz adopted March 21, 1973; 7RBl adopted November 6, 1974; 7RBu adopted March 5, 1975; 7Rs adopted August 7, 1975; 7Rr adopted May 19, 1976; and Ordinance 6S & F-i adopted April 6, 1976, approved an Urban Renewal Plan and Amendments thereto for the Old Third Ward Urban Renewal Project (N.J.R-6); and

WHEREAS, it is necessary to further amend said Urban Renewal Plan such amendment to consist of (1) a reduction in the width from 120 to 100 feet of the right-of-way of Springfield Avenue from Belmont Avenue to High Street, (2) A change in the land use of the super block bounded by Belmont Avenue, Spruce Street, Prince Street and Waverly Avenue with the entire easterly half being changed from neighborhood commercial to public (fire house), (3) A change in block 2593, lots 15-19 (Doctor's Hospital) and block 2508, lot 34, from "to-be-acquired" to "not-to-be-acquired" status.

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendation respecting the amended Urban Renewal Plan for the Project area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of Urban Renewal Projects with financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,

NEW JERSEY:

1. That it is hereby found and determined that the amended Urban Renewal Plan for the Project Area conforms to the general plan of the locality.

2. That it is hereby found and determined that the amended Urban Renewal Plan indicates proposed land uses and building requirements in the area, and its relationship to definite local objectives as to appropriate land uses, density of population and improved traffic, public transportation, public utilities, recreational and community facilities and other public improvements, with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

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3. That the amended Urban Renewal Plan provides for the relocation of persons living in the Project Area and that the proper relocation of the individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Project Area, are available at rents or prices within the financial means of the displaced individuals and families and are reasonably accessible to their places of employment.

4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the Urban Renewal of the areas by private enterprise.

6. That in order to facilitate the implementation of the amended Urban Renewal Plan hereby approved it is found and determined that certain official action must be taken by the Municipal Council of the City of Newark, and accordingly, this Municipal Council hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to implement said Urban Renewal Plan

7. That it is hereby found and determined that the financial aid provided and to be provided pursuant to contracts for federal financial assistance pertaining to the Project is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.

8. That the amended Urban Renewal Plan for the Project having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the amended Urban Renewal Plan with the minutes of this meeting.

9. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance

having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SUPERVISOR OF ACCOUNTS, HEALTH AND WELFARE AND SUPERVISOR OF PATIENT ACCOUNTS AND TO CORRECT THE SALARY RANGE FOR ALLERGY TECHNICIAN, PART-TIME).

(Supervisor of Accounts Health and Welfare	1978	\$9,010. - \$10,547.
Supervisor of Patient Accounts	1978	9,010. - 10,547.
Allergy Technician, Part-Time (2 hours per week)	1978	1,378. - 1,378.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance and direct the City Clerk to invite Personnel Officer Veltri and Acting Director of Health and Welfare Wilson to meet with the Council at their pre-meeting conference May 16, 1978 was made by President Harris seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Villani,
President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. D. J. HENDERSON, OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, addressed the Municipal Council detailing a hazardous situation which exists at a City subway crossing which Barringer High School students are utilizing illegally. He made several suggestions as to how this condition may be alleviated.

President Harris directed the City Clerk to forward a copy of Mr. Henderson's remarks to Business Administrator Buck requesting he take immediate steps to correct

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the situation cited.

6-HC-b.

MR. CHARLES DINSON, 131 ORATON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council alleging an elderly blind lady is living under intolerable conditions on Oraton Street. He requested the Council to investigate the conditions under which this individual is living and cited several buildings where he lives are a hazard. Several buildings have been demolished and have been left in a hazardous condition because of rubbish left there.

Councilman Carrino pointed out the Newark Demolition Team did knock down houses and with the debris left there is a worse situation existing because young people are setting this debris on fire. He felt this should be followed up.

Councilman Carrino said with respect to the senior citizen brought to the attention of the Council by the speaker, he does not know how she can be forced to leave her premises. It seems she wants to stay at this site.

President Harris directed a copy of Mr. Dinson's remarks be forwarded to the Business Administrator to see if he can take necessary steps to alleviate conditions complained of.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$4,000. PAYABLE TO JUDY M. BROWN AND JACOB M. GOLDBERG ESQ., HER ATTORNEY, UPON RECEIPT BY THE CORPORATION COUNSEL OF THOSE DOCUMENTS DEEMED NECESSARY, FOR PERSONAL INJURIES SUSTAINED TO MS. BROWN WHEN SHE ALLEGEDLY FELL IN A POTHOLE ON BROAD STREET AT THE INTERSECTION OF CEDAR STREET ON OR ABOUT JUNE 10, 1974. (INSTITUTED SUIT IN ESSEX COUNTY COURT AND AGREED TO SETTLE BEFORE IT CAME TO TRIAL)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK FOR \$401.76 PAYABLE TO JOSEPH ELBER, 17 CORNEL ROAD, TOMS RIVER, NEW JERSEY, FOR BACK WAGES CLAIMED BY PLAINTIFF. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT AND WHEN SAID MATTER WAS TRIED IT RESULTED IN A JUDGMENT AGAINST THE CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS (\$25.) TO

MR. ELLIOTT PETERSON FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. & MRS. BERNARD P. MULCAHY,

C/O DOROTHY HORN, 530 PARK AVENUE, L-4, ORANGE, NEW JERSEY, 07050, THE SUM OF \$123.46,
NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE ON
OVERESTIMATED CHARGES RENDERED ON ACCOUNT NO. 12-622-1700-00, 188 MT. PROSPECT AVENUE,
NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL \$18,744.23 OUTSTANDING
WATER PENALTY CHARGES ON PROPERTIES OWNED BY THE NEWARK HOUSING AUTHORITY, DUE TO AGREE-
MENT MADE BETWEEN CITY OF NEWARK HOUSING AUTHORITY TO ABATE THESE PENALTIES ON WATER
CHARGES PRIOR TO FEBRUARY 1975, UPON PAYMENT OF DELINQUENT WATER CHARGES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL OUTSTANDING TAXES AGAINST PROPERTY LOCATED AT 202 SOUTH 10TH STREET, BLOCK 1813, LOT 52, FOR YEAR 1976(10 MONTHS), IN AMOUNT OF \$1,516.70; OWNERS JACK AND PHILOMENA GIARDINA; ASSESSED IN ERROR, PROPERTY FORECLOSED BY CITY AND JUDGMENT ENTERED SEPTEMBER 29, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING AND DIRECTING CANCELLATION OF TAX LIENS IN THE SUM OF \$3,089.31 FOR THE YEAR 1973, AND IN THE SUM OF \$2,827.76 FOR THE YEAR 1976, TOGETHER WITH TAX SALE CHARGES IN THE SUM OF \$100. AS TO PREMISES 725-735 DELANCEY STREET, BEING LOT NO. 88 IN BLOCK 5056, TAX MAP OF THE CITY OF NEWARK. (EXEMPT PROPERTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING AND DIRECTING CANCELLATION OF TAX LIENS IN SUM OF \$3,846.78 FOR THE YEAR 1975 AND \$4,190. FOR THE YEAR 1976 TOGETHER WITH INTEREST AND TAX SALE CHARGES IN THE SUM OF \$1,765.76 AS TO PREMISES 32-52 AVENUE L, LOT 105 IN BLOCK 5038 OF THE TAX MAP OF THE CITY OF NEWARK. (EXEMPT PROPERTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION REAPPOINTING EUGENE FAIR AND JULIUS GEBER, SPECIAL POLICEMEN, FOR TERM ENDING DECEMBER 31, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-j.

RESOLUTION REAPPOINTING WILLIS BRUCE, ARTHUR BUCHANAN, HERBERT CALLOWAY, SAMMIE DAVIS, HENRY HAWKINS, SAMMY HUNT, MELVIN JACKSON, WINFIELD JACKSON, VERNON JONES, JOHN LAMBERT, JAMES O'HARA, HILTON RAWLS AND LOUIS WASHINGTON, AS SPECIAL POLICEMEN FOR TERM ENDING DECEMBER 31, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA, SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF ADMINISTRATION, FOR PERIOD BEGINNING MARCH 30, 1978 AND ENDING SEPTEMBER 30, 1978. (ADMINISTRATIVE SECRETARY - NEWARK MUNICIPAL COUNCIL - FIRST LEAVE BEGAN SEPTEMBER 30, 1974)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JUDY WILSON, NUTRITIONIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF HEALTH EDUCATION, FOR PERIOD BEGINNING DECEMBER 2, 1977 AND ENDING JUNE 2, 1978. (DIRECTOR OF W.I.C. - FIRST LEAVE BEGAN JUNE 2, 1975)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SADIE VENET, CLINIC ATTENDANT, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF DISPENSARY, FOR PERIOD BEGINNING APRIL 6, 1978 AND ENDING OCTOBER 6, 1978. (FIELD REPRESENTATIVE - ELDERLY AFFAIRS - FIRST LEAVE BEGAN OCTOBER 6, 1975)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

May 3, 1978

1208

7-R-n.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LIONEL GRECO, P.H. PHYSICIAN, 6 HOURS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, BUREAU OF DISPENSARY, FOR PERIOD BEGINNING FEBRUARY 22, 1978 AND ENDING AUGUST 22, 1978. (P.H. PHYSICIAN, 10 HOURS - FIRST LEAVE BEGAN AUGUST 22, 1977)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM EDWIN K. SAUERBURGER AND ETTA SAUERBURGER, HIS WIFE AND CHRISTINA SAUERBURGER, WIDOW, OWNERS OF PREMISES 254½-256 BROADWAY, BLOCK 561, LOTS 27 AND 28, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM LONNIE HALL AND LUCILLE HALL, HIS WIFE, OWNERS OF PREMISES 904 BERGEN STREET, BLOCK 3586, LOT 20, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President.

7-R-q.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM MORTON EPSTEIN AND SYLVIA EPSTEIN, HIS WIFE, TOBY HANDSMAN, WIDOW, ESTHER SCHWARZ AND JOHN SCHWARZ, HER HUSBAND, AND SANFORD EPSTEIN AND GERTRUDE EPSTEIN, HIS WIFE, OWNERS OF PREMISES 313 SOUTH 18TH STREET, BLOCK 1793, LOT 12, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

May 3, 1978

1209

7-R-r.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM RAYFUE ROUNTREE AND OZIE B. ROUNTREE, HIS WIFE, OWNERS OF PREMISES 33 RIDGEWOOD AVENUE, BLOCK 2664, LOT 23, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION DESIGNATING STOP INTERSECTIONS AT BALLANTINE PARKWAY AND PARKER STREET; ELWOOD AVENUE AND PARKER STREET; ELWOOD AVENUE AND RIDGE STREET; ELWOOD AVENUE AND HIGHLAND AVENUE; HIGHLAND AVENUE AND BALLANTINE PARKWAY; HIGHLAND AVENUE AND BERKELEY AVENUE; HIGHLAND AVENUE AND ABINGTON AVENUE; PATTERSON STREET AND ALYEA STREET; DELAVAN AVENUE AND RIDGE STREET AND INSTALLING STOP SIGNS; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR VEHICLES NOW IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT; 175 JUNK VEHICLES; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARA M. HUNT, SENIOR INSTITUTIONAL TELEPHONE OPERATOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING JANUARY 31, 1978 AND ENDING JULY 31, 1978. (ADMINISTRATIVE ANALYST, DIVISION OF INSPECTIONS, DEPARTMENT OF HEALTH AND WELFARE - FIRST LEAVE BEGAN JANUARY 31, 1975)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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1-10

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLAUDE WALLACE PERSONNEL TECHNICIAN, DEPARTMENT OF ADMINISTRATION, PERSONNEL DIVISION, FOR PERIOD BEGINNING APRIL 25, 1978 AND ENDING OCTOBER 25, 1978. (PRINCIPAL PERSONNEL TECHNICIAN, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL - FIRST LEAVE BEGAN OCTOBER 25, 1976) (HCDA POSITION)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JONNIE BOULER, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, PERSONNEL DIVISION, FOR PERIOD BEGINNING APRIL 18, 1978 AND ENDING OCTOBER 18, 1978. (SECRETARIAL ASSISTANT, DEPARTMENT OF ADMINISTRATION, PERSONNEL DIVISION - FIRST LEAVE BEGAN APRIL 16, 1975) (HCDA POSITION)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM MARGARET C. WARD, WIDOW AND LAWRENCE E. DE PALMA AND BARBARA DE PALMA, HIS WIFE, OWNERS OF PREMISES 229 NORTH 6TH STREET, BLOCK 1916, LOT 74, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM LEVI CORPORATION, OWNER OF PREMISES 435 - 18TH AVENUE, BLOCK 2613, LOT 1, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT CHECK IN AMOUNT OF \$1,047. IN FULL SETTLEMENT OF CLAIM OF CITY OF NEWARK AGAINST IRVING AND SYLVIA ROSENBERG IN ESSEX COUNTY DISTRICT COURT, FOR PROPERTY DAMAGE. (MRS. ROSENBERG WAS INVOLVED IN ACCIDENT WITH CITY FIRE ENGINE AT INTERSECTION WHICH HAD ITS EMERGENCY SIGNALS AND SIREN IN OPERATION).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO RETAIN \$550. CURRENTLY IN THE NEWARK CITY TREASURY; FURTHER AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$550. TO COUNTY OF ESSEX; FURTHER AUTHORIZING DIRECTOR OF FINANCE TO REMIT \$1,449.43 TO DARNELL HAROLD LLOYD, JR. AND EDWARD WEISSLITZ, ESQ., HIS ATTORNEY; FURTHER AUTHORIZING NEWARK POLICE PROPERTY ROOM TO RETURN TREASURY CHECK IN AMOUNT OF \$194.90 TO DARNELL HAROLD LLOYD JR. (NOTICE OF MOTION FOR RETURN OF MONIES WAS BROUGHT IN SUPERIOR COURT OF NEW JERSEY, ESSEX COUNTY, LAW DIVISION, CRIMINAL ACTION, SEEKING RETURN OF \$2,744.33 WHICH WAS CONFISCATED FROM DEFENDANT'S PLACE OF BUSINESS AT TIME OF HIS ARREST WHICH WAS HEARD BEFORE JUDGE NICHOLAS SCALERA OF SUPERIOR COURT OF STATE OF NEW JERSEY ON MARCH 17, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY PER ATTACHED LIST, NOW IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, ON SATURDAY, JUNE 3, 1978; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36; FURTHER ALL FUNDS RECEIVED FROM AUCTION SALE SHALL BE DEPOSITED IN GENERAL FUND ACCOUNT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bc.

RESOLUTION ACCEPTING BID OF NEW JERSEY GLASS CO. AND EVER-LAST REALTY CORP. FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 3079, LOT 32, COMMONLY KNOWN AS 854 CLINTON AVENUE, NEWARK, NEW JERSEY, FOR \$10,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO EXECUTE A BARGAIN AND SALE DEED, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION FOR THE PROPERTY KNOWN AS 233-237 MEEKER AVENUE, BLOCK 3558, LOT 21, NEWARK, NEW JERSEY, \$11,000., WILLIE ALLEN, (THE BETTER WAY AUCTION, RESOLUTION 7-R-s, FEBRUARY 1, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE LEASE ON BEHALF OF CITY OF NEWARK OF CITY OF NEWARK WITH BOARD OF EDUCATION FOR A TERM OF EIGHT MONTHS AT A RENTAL OF ONE (\$1.) DOLLAR OR THE COUNTY TAXES WHICHEVER IS GREATER AND WHICH LEASE SHALL BE RETROACTIVE COMMENCING NOVEMBER 10, 1977 AND ENDING JUNE 30, 1978; PREMISES COMMONLY KNOWN AS 912-914 SOUTH ORANGE AVENUE (ALSO KNOWN AS THE BOYLAN STREET RECREATION CENTER) BLOCK 4063, LOT 6; PURPOSE OF EDUCATING APPROXIMATELY 150 CHILDREN IN THE THIRD AND FOURTH GRADES COMING FROM ALEXANDER STREET SCHOOL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PAUL MOLLE', TRAINING COORDINATOR, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING JANUARY 31, 1978 AND ENDING JULY 31, 1978. (POSITION WITH BOARD OF EDUCATION - FIRST LEAVE BEGAN JANUARY 30, 1976)

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A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ALONZO KITTRELS, PERSONNEL DIRECTOR, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING MARCH 20, 1978 AND ENDING SEPTEMBER 30, 1978. (POSITION WITH BOARD OF EDUCATION - FIRST LEAVE BEGAN SEPTEMBER 19, 1975)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$74,504.29 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1972, 1973, 1974, 1975, 1976, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bi. RESOLUTION REFUNDING OVERPAYMENTS OF NEWARK PAYROLL TAXES FOR 1976 AND 1977 TOTALING \$1,797.01 TO RESPECTIVE TAXPAYERS ON ATTACHED SCHEDULE, SAID OVERPAYMENTS SHALL BE PAID FROM BUDGET OPERATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION RATIFYING AGREEMENT MADE ON BEHALF OF CITY OF NEWARK WITH BORRIE, MCDONALD & WATSON, LAND SURVEYORS; FURTHER AUTHORIZING ACTING TAX COLLECTOR TO PAY SAID LAND SURVEYORS \$3,600. FOR MAKING SURVEY OF LOT 76 IN BLOCK 5088, A PARCEL CONTAINING APPROXIMATELY 17.74 ACRES; SAID AMOUNT TO BE CHARGED TO ACCOUNT 471 FOR SALE OF CITY-

OWNED PROPERTY. (AGREEMENT FOR PROFESSIONAL SERVICES REQUIRED NO COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5(1)(a)(i) OF LOCAL PUBLIC CONTRACTS LAW, BEING PERFORMED BY PERSON(S) AUTHORIZED BY LAW TO PRACTICE A RECOGNIZED PROFESSION AND WHOSE PRACTICE IS REGULATED BY LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and direct the City Clerk to invite Real Estate Officer Milano and Business Administrator Buck to meet with the Council at their pre-meeting conference May 16, 1978 was made by Councilman Carrino, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION DESIGNATING INTERSECTION OF COLUMBIA STREET AND GREEN STREET AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON COLUMBIA STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b1.

RESOLUTION RATIFYING CONTRACT FOR PERIOD MAY 1, 1978 TO MAY 3, 1978 WITH HOUSING DEVELOPMENT AND REHABILITATION CORPORATION; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO CONTRACT FOR PERIOD MAY 4, 1978 AND ENDING APRIL 30, 1979 WITH HOUSING DEVELOPMENT AND REHABILITATION CORPORATION; TO CONTINUE HOUSING PRESERVATION AND STABILIZATION SERVICES CONSISTENT WITH MAYOR'S URBAN DEVELOPMENT POLICE, AREA-WIDE DEVELOPMENT PLAN AND NATIONAL HOUSING GOAL; HDRC SHALL BE APPROPRIATED BY MPDO IN THE AMOUNT OF \$3,347,072. (URBAN DEVELOPMENT ACTION GRANT-\$1,000,000., COMMUNITY DEVELOPMENT BLOCK GRANT (HCDA IV)-\$904,266., COMMUNITY DEVELOPMENT BLOCK GRANT (HCDA III)-\$676,574., STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS-\$283,482., TITLE X EDA-\$321,000., HUD INNOVATIVE PROJECTS-\$161,750.; NO ADDITIONAL CITY FUNDS ARE REQUIRED. (CONTRACT AWARDED WITHOUT THE NECESSITY FOR PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman James, seconded by Councilman Allen.

Councilman Martinez felt some of the Members of the Council had some reservations with respect to this resolution. He expressed his approval of the part involving the Neighborhood Improvement Program.

Councilman James indicated there were questions Members of the Council had with parts of it but he has spoken to Executive Director Massaro of HDRC and Acting Director Allen of MPDO and believes Councilman Allen had spoken to them also. This program is caused by the expansion of HDRC boundaries which requires staff of individuals and which should result in more and better housing. It also contains the UDAG \$1 million grant the City of Newark has been awarded. For the first time there will be an innovative rehabilitation program which will increase the number of homes being rehabilitated and with housing so critical he felt this should not be delayed. He felt this is one of the finest housing packages presented to the Council during the past four years.

Councilman Carrino said he will go along with this because of the Neighborhood Improvement Program but he felt the Council should meet with Executive Director Massaro of HDRC to explain what some of the budgetary items represent.

The motion to adopt the resolution and direct the City Clerk to invite Executive Director Massaro of HDRC and Business Administrator Buck to meet with the Council at their pre-meeting conference May 16, 1978 was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING CITY TO LEASE, AT PUBLIC AUCTION, BASEMENT, FIRST, AND SECOND FLOORS OF 707 BROAD STREET (TWO GUYS BUILDING) BLOCK 53, LOT 38, PURSUANT TO N.J.S.A. 40A:12-14(a), AT MINIMUM RENTAL OF \$18,750. PER MONTH AS SHOWN IN DETAIL IN PROPOSED LEASE AGREEMENT ATTACHED, FOR PERIOD OF THIRTY MONTHS COMMENCING JULY 1, 1978 AND TERMINATING DECEMBER 31, 1980; FURTHER, MUNICIPAL COUNCIL SHALL RESERVE THE RIGHT TO REJECT ALL BIDS WHERE HIGHEST BID IS NOT ACCEPTED. (rescind Res. 7R2 - 4/19/78)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table "RESOLUTION AUTHORIZING THE CITY TO CHANGE ITS REVERTER CLAUSE IN PROPERTIES SOLD WHERE THE MORTGAGE THEREON FOR SAID PROPERTY IS GIVEN OR INSURED BY DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT," was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING THE CITY TO CHANGE ITS REVERTER CLAUSE IN PROPERTIES SOLD WHERE THE MORTGAGE THEREON FOR SAID PROPERTY IS GIVEN OR INSURED BY DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled March 1, 1978)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING MAYOR KENNETH A. GIBSON TO EXECUTE ACCEPTANCE OF GRANT OFFER AND AUTHORIZING THE DIRECTOR OF ENGINEERING TO FILE ALL FORMS NECESSARY AND REQUESTED FOR CONSTRUCTION OF A PUMPING STATION AND RELATED HYDRAULIC IMPROVEMENTS IN THE AMOUNT OF \$4,896,000.; BALANCE OF FUNDS FOR THIS PROJECT WILL COME FROM THE PORT AUTHORITY OF NEW YORK/NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, INNOVATIVE PROJECTS (WEST SIDE/JAMES STREET) PROGRAM; \$161,750.; ITEM AVAILABLE FROM DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT FROM CURRENT SURPLUS OF CITY OF NEWARK IN THE AMOUNT OF \$324,000. WHICH REPRESENTS ACTUAL REVENUES PREVIOUSLY RECEIVED BY CITY UNDER TERMS OF CONTRACT WITH UNITED STATES DEPARTMENT OF LABOR IN THE AMOUNT OF \$4,063,128.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION APPROVING DETERMINATION OF CENTRAL PLANNING BOARD THAT CITY TAX BLOCK 2040, LOTS 1 AND 2 ONLY, SPECIFICALLY DESCRIBED IN REPORT OF FINDINGS OF CENTRAL PLANNING BOARD, PURSUANT TO RESOLUTION 7-R-y, FEBRUARY 1, 1978, IS A BLIGHTED AREA AS DEFINED IN CHAPTER 187 OF THE LAWS OF 1949 OF NEW JERSEY (N.J.S.A. 40A:55:21.1 ET SEQ.) AS AMENDED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PUMPING STATION PROGRAM, \$4,896,000.; ITEM AVAILABLE FROM ECONOMIC DEVELOPMENT ADMINISTRATION, UNDER TITLE I OF THE E.D.A. ACT OF 1965.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AMENDING RESOLUTION 7-R-em, SEPTEMBER 7, 1977, CONTRACT WITH FRIENDS OF CLINTON HILL, BY AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE SECOND AMENDED CONTRACT WITH FRIENDS OF CLINTON HILL FOR BESSIE SMITH HEALTH CENTER FOR PERIOD APRIL 16, 1977 TO APRIL 15, 1978; BY DECREASING TOTAL NUMBER OF PATIENT

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VISITS FROM 5,361 TO 4,950 AT A COST PER VISIT OF \$30.; MAXIMUM AMOUNT OF CONTRACT SHALL REMAIN AT \$148,500. (ORIGINAL RESOLUTION ADOPTED MAY 4, 1977, 7-R-s)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION ENDORSING THE EFFORTS OF REPRESENTATIVE PETER W. RODINO (D-10TH DISTRICT), WHO IS SPONSORING A BILL WHICH WOULD ALLOCATE \$1 BILLION IN AID TO INNER CITIES OVER THE NEXT TWO YEARS FOR AN URBAN HOUSING REHABILITATION GRANTS PROGRAM, TO PROVIDE FEDERAL GRANTS TO "SEVERELY DISTRESSED" CITIES LIKE NEWARK BY MATCHING MONEY FROM COMMUNITY DEVELOPMENT, STATE AND CITY PROGRAMS, AS WELL AS PRIVATE INVESTMENTS FOR HOUSING REHABILITATION, was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY TO PROVIDE APPROPRIATE FACILITIES FOR RELIGIOUS WORSHIP AT NEWARK INTERNATIONAL AIRPORT SIMILAR TO THOSE EXISTING AT JOHN F. KENNEDY INTERNATIONAL AIRPORT AND OTHER AIRPORTS THROUGHOUT THE UNITED STATES, was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION CONGRATULATING THE MALCOLM X. SHABAZZ HIGH SCHOOL BASKETBALL TEAM AS CO-CHAMPIONS OF THE CITY SENIOR HIGH SCHOOL BASKETBALL LEAGUE AS WELL AS FOR THEIR VICTORY IN WINNING THE NORTH JERSEY SECTION II GROUP III TITLE AND THEIR STIRRING PERFORMANCE IN THE NEW JERSEY STATE GROUP III CHAMPIONSHIP IN COMPETITION WITH WOODROW WILSON HIGH SCHOOL OF CAMDEN; FURTHER, COMMENDING THE PRINCIPAL, ATHLETIC DIRECTOR, ASSISTANT COACHES, MANAGERS, CHEERLEADERS AND FACULTY OF MALCOLM X. SHABAZZ HIGH SCHOOL FOR THEIR CONTINUOUS SUPPORT AND ENCOURAGEMENT TO THE BASKETBALL TEAM AND STUDENT BODY, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

May 3, 1978

COMMUNICATIONS AND PETITIONS.

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COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 20, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977, AND AMENDED THERETO. (TO CREATE THE POSITION, "SYSTEMS PROGRAM MANAGER"-NC4 IN THE POLICE DEPARTMENT)."

(Systems Program Manager - NC4 \$16,369. - \$19,887.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 20, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-1) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR FIRE MEDICAL RECORDS COORDINATOR, AND TO CREATE THE TITLE AND SALARY RANGE FOR HEALTH INSURANCE BENEFIT CLERK, TYPING)."

(Health Insurance Benefit Clerk, Typing \$8,581. - \$10,236.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 17, 1978 Calendar of the Municipal Council for First Reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 20, 1978, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(University Avenue and Warren Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 17, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez,

May 3, 1978

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seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 20, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 11, CHAPTER 7, SECTION 27 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966), TO PROHIBIT THE USE OF COLORED LIGHTING IN MEAT ESTABLISHMENTS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 17, 1978 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 21, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 135 LIVINGSTON STREET, BLOCK 2550, LOT 18, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO PROVISIONS OF N.J.S. 40A:12-13 (b) (1)." (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 17, 1978 Calendar of the Municipal Council for first reading was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

May 3, 1978

MISCELLANEOUS.

1221

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from April 12, 1978 to April 25, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Roman Catholic Church	7391 (Amended)
St. Lucy's Society	7417 (Amended)
Polish Falcons of America Nest 104	7502 (Amended)
Alanon Association	7509 (Amended)
Queen of Angels Parent Teachers Association	7526 (Amended)
St. Lucy's Roman Catholic Church	7533 (Amended)
Rosary Confraternity - St. Rose of Lima Church	7574 (Amended)
Parent Teachers Association - Mt. Carmel School	7626 (Amended)
St. Columba Church	7685
St. Benedict's Church	7689
Our Lady of Mt. Carmel Church	7690
St. Casimir's Parent Teachers Association	7691
St. Lucy's Society	7694

Senior Citizen - Ironbound Senior Citizen #29

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Michael's Parent Teachers Guild	7683
Parents Association of St. Benedict Elementary School	7686
St. Francis Xavier Church	7687
St. Francis Xavier Church	7688
Newark South Ward Little League, Inc.	7693
St. Ann's Educational Club	7695
Church of Our Lady of Good Counsel	7696
The College Women	7697
Vailsburg High School Father's Club	7698
Weequahic High School Booster Club	7699
Unified Vailsburg Services Organization	7700
St. Gerard Men's Society	7701
Unified Vailsburg Services Organization	7702
Zion Baptist Church	7703

May 3, 1978

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

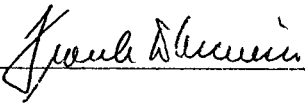
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

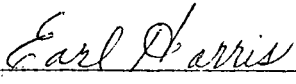
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:00 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, May 17, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:05 P. M.

The audience arose for the National Anthem.

The prayer was offered by City Clerk Frank D'Ascensio.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Sharpe James Temporary President was made by Councilman Bottone, seconded by Councilman Giuliano.

There were no further nominations.

The motion to elect Councilman Sharpe James Temporary President was adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker.

Temporary President James called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

(Councilwoman Villani arrived at 8:35 P. M.

Councilman Carrino arrived at 9:00 P. M.)

Temporary President James stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 9, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented ANNUAL REPORT OF OFFICE OF THE CITY CLERK, FOR THE YEAR 1977.

(Copy submitted to each Member of the Council)

May 17, 1978

A motion that the Annual Report be received and placed on file was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD MARCH 23, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD MARCH 23, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD MARCH 23, 1978.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

4-e.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY THROUGH MARCH, 1978.

A motion that the Report be received and placed on file was made by Temporary President James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MARCH 22, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Temporary President James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

/ 4-g.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MARCH 22, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

/ 4-h.

The City Clerk presented FINANCIAL STATEMENTS AND AUDIT OF THE PARKING AUTHORITY OF THE CITY OF NEWARK, FOR FISCAL YEAR ENDING DECEMBER 31, 1977, SUBMITTED BY ZISMAN, TRAUIG & ELBLONK, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Financial Statements and Audit be received and placed on file was made by Councilman Allen, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

/ 4-i.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF MARCH, 1978, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

A motion that the Report be received and placed on file was made by Temporary President James, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

/ 4-j.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF APRIL, 1978.

A motion to approve the Report of Contracts Awarded was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

/ 4-k.

The City Clerk presented SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF APRIL, 1978, SUBMITTED BY ACTING TAX COLLECTOR JOSEPH.

A motion that the Summary of City-Owned Property Revenue Accounts be received and placed on file was made by Councilman Bottone, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

May 17, 1978

4-1.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-J, R-6 AND R-32, FOR PERIOD ENDING APRIL 7, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-38 AND R-121, FOR PERIOD ENDING APRIL 14, 1978; AND INDICATING NO PROPERTY ACQUISITIONS FOR PERIOD ENDING APRIL 21, 1978 AND PERIOD ENDING APRIL 28, 1978; ALSO INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING APRIL 7, 1978; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-32, FOR PERIOD ENDING APRIL 14, 1978; INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING APRIL 21, 1978 AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-38, FOR PERIOD ENDING APRIL 28, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Tucker, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

4-m.

The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTHS OF FEBRUARY, MARCH AND APRIL, 1978.

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Temporary President James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

4-n.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF MARCH, 1978.

A motion that the Report be received and placed on file was made by Temporary President James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

4-o.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF APRIL, 1978.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President James called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln

Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President James, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

May 17, 1978

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street)

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET.

(West on Raymond Boulevard to South on Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Temporary President James, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS A ONE-WAY STREET.

(Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

May 17, 1978

6-F-h.

The City Clerk read AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO SECTION 23:5-13, RESERVED PARKING SPACES.

(This ordinance designates reserved parking spaces for use by persons with special vehicle identification issued by State Motor Vehicle Division)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

Temporary President James: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 7, 1978.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-1) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR FIRE MEDICAL RECORDS COORDINATOR, AND TO CREATE THE TITLE AND SALARY RANGE FOR HEALTH INSURANCE BENEFIT CLERK, TYPING)

(Health Insurance Benefit Clerk,
Typing \$8,581. - \$10,236.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(University Avenue and Warren Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

May 17, 1978

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(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND TITLE 12, CHAPTER 7, SECTION 27 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966), TO PROHIBIT THE USE OF COLORED LIGHTING IN MEAT ESTABLISHMENTS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

Temporary President James: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 7, 1978.

6-F-l.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 135 LIVINGSTON STREET, BLOCK 2550, LOT 18, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1). (\$2,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

Temporary President James: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized

May 17, 1978

and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 7, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President James called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, SECTION 85.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), TO ADD A PARAGRAPH (e) TO PROVIDE FOR THE MEMBERS OF THE CITIZENS ADVISORY BOARD TO RECEIVE A STIPEND FOR EACH MEETING THEY ATTEND.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE
CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Chapter 2, Section 85.6 of the Revised Ordinances of the City of Newark, New Jersey (1966), is hereby amended to add to that section paragraph (e) to read as follows:

- (e) The members of the Citizens Advisory Board shall receive a stipend of fifteen dollars (\$15.00) for each meeting they attend within the limitation of the budget then in effect pursuant to the Housing and Community Development Act of 1974, or any successor legislation.

Section 2. All the parts of Title 2, Chapter 2, Section 85.6 shall remain in force.

Section 3. Any existing ordinance or parts thereof inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication, and in accordance with law.

Temporary President James called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

Temporary President James: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO GRANT TAX EXEMPTION FOR COMMERCIAL AND INDUSTRIAL IMPROVEMENTS
AS WELL AS TAX ABATEMENT FOR COMMERCIAL AND INDUSTRIAL PROJECTS, AS SAID IMPROVEMENTS
AND PROJECTS ARE DEFINED IN THIS ORDINANCE.

WHEREAS, the City of Newark has been declared an Area In Need of Rehabilitation by the Commissioner of the Department of Community Affairs in that the City of Newark is endangered by blight and in need of rehabilitation as measured by: the physical deterioration of building maintenance, age of building stock and other structures, and arrearage in real property taxes due on buildings, structures or lands in the City; and

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The City of Newark, makes known its intention, not only to utilize the tax abatement and exemption provisions authorized by Article VIII, Section 1, paragraph 6, of the N.J. State Constitution, but also to utilize the provisions of N.J.S.A. 54:4-3.95 et. seq., for the tax exemption of commercial and industrial improvements, as well as tax abatement for commercial and industrial projects as said improvements and projects are defined herein.
2. As used in this Ordinance:
 - (a) "Assessor" means the official charged with the duty of assessing real property for the purpose of general taxation.
 - (b) "Commercial or industrial structure" means any structure or part thereof used for manufacturing, processing, assembling, research, office, industrial, commercial, retail, recreational, hotel or warehousing purposes.
 - (c) "Improvement" means the modernization, rehabilitation, renovation, alteration or repair of a commercial or industrial structure that does not increase the volume of the structure by more than 30%.
 - (d) Modernization, rehabilitation, renovation, alteration or repair of a building, structure, or facility, shall require an expenditure of not less than 20% of the assessment on land and building, in the year preceeding commencement of the undertaking. The cost, thereof, shall be certified by an architect, licensed by the State of New Jersey.

- (e) "Project" means the construction of a new facility or facilities to be used or occupied by any person for the manufacturing, processing or assembly of material or manufactured products or for research, office, industrial, commercial, retail, recreational, or hotel or motel facilities or warehousing, or for any combination thereof, and which the governing body determines will tend to maintain or provide gainful employment within the municipality, assist in the economic development of the municipality, maintain or increase the tax base of the municipality and maintain or diversify and expand commerce within the municipality. "Project" shall also mean an enlargement of the volume of an existing structure by more than 30%.
 - (f) "Governing Body or Municipal Governing Body" means the Municipal Council of the City of Newark.
- 3. All such tax exemptions on improvements shall be upon authorizing resolution of the governing body for a period of 5 years. In no event shall the tax obligations for said property be less than the property taxes payable during the 12 month period immediately preceeding the commencement of said improvements.
 - 4. The following procedure shall govern applications for tax exemption under this Ordinance.
 - (a) No exemption authorized pursuant to the provisions of this section shall be granted except upon written application therefore filed with the Tax Assessor not later than 60 days including, Saturdays and Sundays, following the completion of the improvement. Every properly completed application for exemption of one or more improvements which is filed within the time specified shall be reviewed and thereafter passed upon by the Municipal Council within 60 days of its filing with the Assessor. The granting of any such exemption shall be recorded and made a permanent part of the official tax records of the City of Newark which record shall contain a notice of the termination date of the exemption and the consequences of transfer of title.
 - (b) Every application for a tax exemption shall contain such information as the governing body deems appropriate, but no more detailed than that required for a tax abatement pursuant to Section 6, of this Ordinance.
 - 5. All such tax abatements on projects shall be upon authorizing resolution of the governing body for a period of 5 years and shall include the land comprising the premises upon which such project is erected and which is necessary for the fair enjoyment thereof.
 - 6. The following procedure shall govern applications for tax abatement under this Ordinance:
 - A. Applications for tax abatement on projects shall provide the governing body with an application setting forth:
 - (1) A general description of the project for which abatement is sought;
 - (2) A legal description of all real estate necessary for the project;
 - (3) Plans, drawings and other documents as may be required by the governing body to demonstrate the structure and design of the project;
 - (4) A description of the number, classes and types of employees to be employed at the project site within two years of the completion of the project;

- (5) A statement of the reasons for seeking tax abatement on the project, and a description of the benefits to be realized if tax abatement is granted;
 - (6) Estimates of the cost of completing such project.
 - (7) A copy of any lease agreements between the applicant and the proposed user of the project; and a history and description of the user's business;
 - (8) Attached to the application there shall be a schedule containing the following information:
 - (a) The cost of direct labor and materials used in the construction, rehabilitation or expansion of all buildings or structure, cost of land acquisition and land preparation, provisions for access roads, utilities, drainage facilities, and parking facilities, together with architectural, engineering, legal, surveying, testing and contractor's fees associated with the project. Such costs must be certified by an independent and qualified architect;
 - (b) A statement showing the real property taxes, currently being assessed at the project site; estimated tax payments that would be made annually by the applicant on the project during the period of tax abatement; and estimated tax payments that would be made by the applicant on the project during the first full year following the termination of the tax abatement agreement;
 - (9) Attached to the application, there shall be a list of all the properties owned by the applicant within the City of Newark together with a statement showing the real property taxes currently assessed and the amounts, if any, of real property taxes owing, thereon.
 - (10) Such other pertinent information as the governing body may require.
- B. All advertising costs for publishing the Ordinance to grant tax abatement to a particular project shall be paid by the applicant.
 - C. If the governing body finds the application to be in the best interest of the City of Newark, then it may enter into a written agreement with the applicant for the abatement of local real property taxes in accordance with one of the formulas set forth in N.J.S.A. 54:4-3.95, et. seq. and any act amendatory or supplementary thereof.
- 7. It is hereby declared to be the controlling legislative intent that if any provision of this Ordinance is held invalid, the remainder of the Ordinance shall not be effected thereby.
 - 8. This Ordinance shall take effect upon publication and passage, according to law.
 - 9. The commercial and industrial improvements or projects, contemplated by this Ordinance, shall during progress and when completed, conform with all statutory and municipal requirements relating to land, buildings and the use thereof.

Temporary President James called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

Temporary President James: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO LEASE, FOR ONE DOLLAR PER YEAR, VARIOUS ITEMS OF PERSONAL PROPERTY TO NEWARK RECYCLING, INC., A NONPROFIT CORPORATION, FOR A PERIOD OF FIVE YEARS BEGINNING MAY 31, 1978 AND ENDING MAY 31, 1983, PURSUANT TO N.J.S.A. 40A:12-14 (c).

WHEREAS, the City of Newark is desirous in promoting the expansion of a source separation and recycling program in the City of Newark; and

WHEREAS, it is in the best interest of the City to expand such a program for the curbside collection of the City's recyclables to reduce the overall amount of material to be disposed of and transported to the ultimate disposal site and/or Newark's future high technology resource recovery facility thereby resulting the commensurate cost savings thereof; and

WHEREAS, the responsible bidder for the right to collect Newark's recyclable resources pursuant to Contract 77-32 as approved by the Municipal Council via Resolution 7RF on March 1, 1978, is Newark Recycling, Incorporated (NRI); and

WHEREAS, Newark Recycling, Incorporated, a non-profit corporation, shall be able to attract funding from foundations and the private sector which will enable it to expand the source separation, recycling program started by Project Resource; and

WHEREAS, it is necessary to convey certain equipment as shown on Schedule A attached hereto which is currently being utilized by Project Resource and was obtained through S.L.E.P.A. grants to Newark Recycling, Incorporated.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF NEWARK, STATE OF NEW JERSEY, THAT:

1. The equipment listed in Schedule A attached hereto and made a part hereof be transferred from Project Resource to Newark Recycling, Incorporated, of 909 Broad Street, Newark, New Jersey.

2. The transfer be provided for a five year period beginning May 31, 1978 and ending May 31, 1983, contract with the proposed lease agreement hereto and made a part hereof for the purpose of collecting the marketing recyclables from Newark refuse stream.

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3. Newark Recycling, Incorporated shall use the equipment referenced herein to serve all the citizens of Newark by providing a program to recycle curb-separated newspapers, and coordinate programs to recycle aluminum, glass, ferrous metals, office papers and wood, further that this service is sought to reduce the volume of municipal solid waste destined for landfill and/or Newark's future high-technology resource recovery facility. This service will also indirectly reduce the cost incurred in the transportation and collection of municipal solid waste by reducing the volume at the source. Additionally, NRI will provide employment and training for Newark's former target crime offenders while promoting the community welfare by preserving natural resources through the implementation of recycling programs.
4. The annual consideration shall be one dollar (\$1.00) per year.
5. The Director of Engineering be authorized to execute said lease and be responsible for enforcement of the conditions of same.
6. Newark Recycling, Incorporated, shall annually, on or before June 31, provide the Director of Engineering with a report of the previous year. The following shall, at a minimum, be included in the report:
 - a) use to which the leasehold was put during the year;
 - b) activities of lessee undertaken in the furtherance of the public purpose for which the leasehold was granted;
 - c) approximate value or cost, if any, of such activities in furtherance of such purpose;
 - d) an affirmative of the continued tax-exempt status of the non-profit corporation pursuant to both State and Federal law; and
 - e) a comprehensive inventory of leased equipment and condition of same.
7. The original lease and documents pertinent thereto be placed on file with the City Clerk by the Director of Engineering.

Temporary President James called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President James, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

Temporary President James: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO REPEAL AN ORDINANCE ENTITLED, "AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO LEASE CERTAIN CITY-OWNED PROPERTY AND CERTAIN LEASED PROPERTY TO THE UNITED STATES POST OFFICE, NEWARK BRANCH," (6-S & F-c) ADOPTED DECEMBER 10, 1975.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That an Ordinance entitled, "An Ordinance Authorizing the City of Newark to Lease Certain City-Owned Property and Certain Leased Property to the United States Post Office," adopted December 10, 1975 as Ordinance 6-S & F-c is hereby repealed.

2. This Ordinance shall take effect upon publication and passage according to law.

Temporary President James called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

Temporary President James: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND SECTION 3 OF "AN ORDINANCE TO IMPOSE A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK," ORDINANCE 6-S & F-m, JANUARY 4, 1978 TO REDUCE THE RATE IMPOSED FOR 1978 FROM THREE FOURTHS OF ONE PERCENT (.75%) TO ONE HALF OF ONE PERCENT (.50%) EFFECTIVE JULY 1, 1978.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Section 3 of Ordinance 6-S & F-m, adopted January 4, 1978 be and the same is hereby amended to read as follows, viz.:

Section 3. There is hereby imposed on every employer a tax equal to one half of one percent (.50%) of his payroll, on all payrolls related to services performed during the six month period July 1, 1978 - December 31, 1978 inclusive.

Section 2. Said Ordinance 6-S & F-m, adopted January 4, 1978 to the extent not amended by this ordinance, is ratified, confirmed, approved and continued in all respects.

Section 3. This ordinance shall be deemed effective July 1, 1978.

Temporary President James called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and table this ordinance was made by Councilman Tucker, seconded by Councilman Bottone.

Councilman Bottone asked what reason was given not to vote on this ordinance tonight. He said during the recent campaign this was one of the things some of us campaigned on. The reason it is being tabled should be part of the record.

Councilman Tucker related this matter was discussed at the pre-meeting conference. The figures proposed originally were not adding up. A meeting was held with representatives of the Chamber of Commerce. This is a tax that is currently on the books, the existing payroll tax. There has to be a period of time where the City can be in receipt of anticipated revenues. Until such time as the people from the Finance Department can get together with representatives of the community, the Council is tabling this ordinance only to the degree so they can find out the exact figures.

The motion to close the hearing and table this ordinance failed of adoption by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Tucker.

No: Councilman Martinez, Temporary President James.

A motion to close the hearing and defer action on this ordinance and directing the City Clerk to request Administration to promptly provide the previously requested data relating to anticipated revenue from the aforesaid payroll tax, was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

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ORDINANCES ON SECOND READING AND FINAL PASSAGE.

Temporary President James called for ordinances on second reading and final passage.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SUPERVISOR OF ACCOUNTS, HEALTH AND WELFARE AND SUPERVISOR OF PATIENT ACCOUNTS, AND TO CORRECT THE SALARY RANGE FOR ALLERGY TECHNICIAN, PART-TIME)

(Supervisor of Accounts Health and Welfare	1978	\$9,010. - \$10,547.
Supervisor of Patient Accounts	1978	9,010. - 10,547.
Allergy Technician, Part Time (2 hours per week)	1978	1,378. - 1,378.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

(Personnel Officer Veltri met with the Council May 16, 1978)

A motion to defer action on this ordinance and directing the City Clerk to send communication to Health and Welfare Acting Director Carl Wilson to inquire whether or not he would be amenable to moving the incumbent into the Health and Welfare Director's Office, so that she could assume the responsibilities of a Supervisor of Accounts at the departmental level and be compensated at a rate in parity with other Supervisors at that level, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

HEARINGS OF CITIZENS.6-HC-a.

Councilman Martinez noted Mrs. Bessie Walker Williams was registered as a speaker. She was unable to attend this meeting. Mrs. Williams spoke to the New Jersey Division on Aging regarding a nutrition program for the elderly at Otto Kretchmer Homes. Mr. James Pennestri, Director, Division on Aging, Department of Community Affairs, has agreed to a program at Kretchmer providing that she had the consent of the Municipal Council.

Councilman Martinez requested the City Clerk be directed to communicate with Mr. Pennestri to ascertain whether or not he has given his approval to implementing a nutrition program at the Otto Kretchmer Homes and make him aware that some six months ago, Mrs. Williams was informed that the Council fully supported her efforts to have Otto Kretchmer Homes served by such a program.

6-HC-b.

MR. JOHN D. BROWN, 159 JAMES STREET, NEWARK, NEW JERSEY, Member of the Newark Taxicab Commission, alleged charges of malfeasance against Newark Taxicab Director Ronald D. Tuff, and requested the Municipal Council conduct a hearing on these charges. If found guilty, Mr. Tuff should resign as Director of the Newark Taxicab Division.

Temporary President James opined if Mr. Brown has any charges against an administrator of the City of Newark, he should refer them to Business Administrator Buck. Upon evaluation of those charges by the Business Administrator, the Municipal Council will request a report of those findings.

Councilman Martinez felt malfeasance is a criminal charge and should be directed to the proper authority, such as the Prosecutor's Office, the Attorney General's Office or an agency dealing with criminal law.

Upon request of Temporary President James, Assistant Corporation Counsel Simon stated if, in fact, a criminal charge is being alleged, he thinks Councilman Martinez is correct that the proper officer to receive such charge is the Essex County Prosecutor or an appropriate law enforcement official, not the Municipal Council.

Temporary President James suggested Mr. Brown forward charges, which he believes are criminal irregularities on the part of Mr. Ronald Tuff, to the Essex County Prosecutor's Office and those which he believes are administrative malfeasance in office channeled to the Business Administrator. If Mr. Brown is anxious to have this body involved, which he believes is Mr. Brown's thrust, he can forward a copy of the alleged charges to the Council.

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A motion to permit Mr. Henry John Levandoski to address the Municipal Council under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Temporary President James.

6-HC-c. MR. HENRY JOHN LEVANDOSKI, 110 FLEMING AVENUE, NEWARK, NEW JERSEY, representing the Brill Street Block Association, addressed the Municipal Council regarding existing problems in his neighborhood. A legal opinion was received from Ms. Rosalind Bressler of the Law Department in regard to a definite illegal use of the properties listed. The Brill Street Block Association's position is if within three or four days they do not receive action, they will have to bring suit.

Temporary President James requested Assistant Corporation Counsel Simon to ask Assistant Corporation Counsel Bressler what is being done with respect to this situation.

Assistant Corporation Counsel Simon requested a list of the block and lot numbers and indicated a reply would be forthcoming tomorrow morning after he consults with Ms. Bressler.

(Councilwoman Villani arrived at 8:35 P. M.)

A motion to permit Mr. Curtis Grimsley, Local 617, Service Employees International Union, to address the Municipal Council under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, Temporary President James.

6-HC-d. MR. CURTIS GRIMSLEY, LOCAL 617, SERVICE EMPLOYEES INTERNATIONAL UNION, 11 HILL STREET, NEWARK, NEW JERSEY, representing the School Crossing Guards, advised the Municipal Council that no meaningful labor negotiations were taking place between the City and members of his union. They urged the City to negotiate in good faith. Mr. Grimsley suggested the Council not take action on any resolutions until negotiations have been completed.

Councilman Martinez did not feel Mr. Grimsley's suggestion was fair. He called attention to three resolutions on this Calendar to improve streets and sidewalks in the East Ward. They have waited a long, long time for the money for these improvements.

Upon question posed by Councilman Giuliano, Assistant Corporation Counsel Simon replied he understands Mr. Gregory is handling these negotiations. He does not

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know anything about this matter specifically and does not know the status of the negotiations. Assistant Corporation Counsel Simon indicated he will check with Mr. Gregory in the morning.

Councilman Bottone declared Assistant Corporation Counsel Simon's request that an answer will come tomorrow is not strong enough and he does not want this matter put off any longer. He wants the Business Administrator to submit to the Council a complete up-to-date report on negotiations and the present status of negotiations.

Councilman Tucker related the Council received copy of a letter from the Service Employees International Union, Local 617, on Tuesday. He had a conversation with the Business Administrator and Union negotiator. They are not talking about a money problem regarding a raise for the School Crossing Guards. That portion of negotiations has been completed. The Business Administrator is holding a hard line on the fringe benefit package. Last week they were of the opinion the School Crossing Guards were requesting a package of fringe benefits way out of line with what other municipal employees receive. Based on that request, they indicated they were not amenable to sit down and negotiate an equitable settlement. The dollar amount is about \$37,000. The Business Administrator would prefer to have it within a money issue so then he could utilize the City as a guideline. The School Crossing Guards are asking for a package of fringe benefits that basically relates to their particular needs. The Business Administrator and the Union negotiator are both holding a line line. Councilman Tucker felt it is a question whether or not the Municipal Council can interact directly with the Mayor to see if he is amenable to sit down and deal with this whole question. That is the present status of the negotiations.

Councilwoman Villani contended these women have long been neglected. She admires their stamina in not giving up. Councilwoman Villani concurred with Councilman Tucker to request a meeting with the Mayor and Business Administrator to straighten out this situation once and for all.

Councilman Allen could not understand what is holding up the negotiations. It is such a small amount of money involved.

Temporary President James stressed the Council Members have been friends of the School Crossing Guards. These employees have been kicked back and forth from the Board of Education to the Police Department and denied regular days off. The Council accepts the position there have been no meaningful negotiations and seemingly there is a breakdown, a personality complex and also the question of fringe benefits. Temporary President James concurred that a letter be drafted to the Mayor and other parties

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jointly, stating the Municipal Council wish to immediately sit down with them in order to move as quickly as possible on meaningful negotiations. Temporary President James added the Council has not enjoyed the spectacle of having the School Crossing Guards picket in front of City Hall and take time away from their family needs. He hopes they will be able to execute this meeting and report back to the School Crossing Guards next week.

The City Clerk was directed to forward communication to Mayor Gibson respectfully requesting a report from the Administration regarding the present status of the City's negotiations with the School Crossing Guards. Since Council believes that an early settlement of the current dispute is essential and in the best interest of the City of Newark and all concerned parties, they would appreciate the Mayor meeting with them as soon as possible to discuss this matter. The City Clerk was further directed to send copies of this communication to Business Administrator Buck, Corporation Counsel Perillo and Mr. Curtis Grimsley.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING AGREEMENT MADE ON BEHALF OF CITY OF NEWARK WITH BORRIE, McDONALD & WATSON, LAND SURVEYORS; FURTHER AUTHORIZING ACTING TAX COLLECTOR TO PAY SAID LAND SURVEYORS \$3,600. FOR MAKING SURVEY OF LOT 76 IN BLOCK 5088, A PARCEL CONTAINING APPROXIMATELY 17.74 ACRES; SAID AMOUNT TO BE CHARGED TO ACCOUNT 471 FOR SALE OF CITY-OWNED PROPERTY. (AGREEMENT FOR PROFESSIONAL SERVICES REQUIRED NO COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (1) (a) (i) OF LOCAL PUBLIC CONTRACTS LAW, BEING PERFORMED BY PERSON(S) AUTHORIZED BY LAW TO PRACTICE A RECOGNIZED PROFESSION AND WHOSE PRACTICE IS REGULATED BY LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Real Estate Officer Milano and Newark Economic Development Corporation Executive Director Faiella met with the Council May 16, 1978)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

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7-R-b.

RESOLUTION AMENDING RESOLUTION 7-R-ba, DECEMBER 21, 1977, CONTRACT BETWEEN CITY OF NEWARK AND JAMES C. BYRNE, D.P.M. FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, FOR PERIOD NOVEMBER 1, 1977 TO APRIL 7, 1978, AT MAXIMUM AMOUNT OF \$7,087.50; TO INCLUDE CONTRACTOR WILL OBTAIN AT HIS/HER OWN EXPENSE MALPRACTICE INSURANCE, IN ACCORDANCE WITH NEW JERSEY STATE LAW AND FURNISH CITY WITH SAID INSURANCE POLICY, A CONDITION PRECEDENT TO THIS AGREEMENT BECOMING BINDING UPON CITY; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AMENDED CONTRACT WITH JAMES C. BYRNE, D.P.M. TO EFFECT THESE CHANGES, FOR PERIOD NOVEMBER 1, 1977 TO APRIL 7, 1978. (CONTRACT AMENDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-R-c.

RESOLUTION AMENDING RESOLUTION 7-R-y, DECEMBER 21, 1977, CONTRACT WITH ANNA SEEBODE, M. D., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER FROM DECEMBER 22, 1977 TO APRIL 7, 1978, AT MAXIMUM AMOUNT OF \$4,803.75; TO INCLUDE CONTRACTOR WILL OBTAIN AT HIS/HER OWN EXPENSE MALPRACTICE INSURANCE IN ACCORDANCE WITH NEW JERSEY STATE LAW AND FURNISH CITY WITH SAID INSURANCE POLICY, A CONDITION PRECEDENT TO THIS AGREEMENT BECOMING BINDING UPON CITY; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AMENDED CONTRACT WITH ANNA SEEBODE, M. D., TO EFFECT THESE CHANGES, FOR PERIOD DECEMBER 22, 1977 TO APRIL 7, 1978. (CONTRACT AMENDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

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7-R-d.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR ACTION GRANT AWARD IN AMOUNT OF \$21,234. FOR "INDEPENDENCE HIGH SCHOOL PROJECT" 5TH YEAR. (SLEPA-\$20,117., STATE BUY-IN-\$1,117., LOCAL CASH-\$1,117. - LOCAL CASH BEING PROVIDED BY PRIVATE SOURCES AND NO CITY FUNDS ARE REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-R-e.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE, ON BEHALF OF CITY OF NEWARK, AGREEMENT WITH NEW JERSEY DEPARTMENT OF TRANSPORTATION TO IMPROVE DOREMUS AVENUE FROM ROUTE 1 AND 9 TO PORT STREET IN CITY OF NEWARK (RESOLUTION 7-R-bf, APRIL 16, 1975), AT ESTIMATED TOTAL COST OF \$5,000,000. OF WHICH \$3,500,000. WILL BE PROVIDED BY FEDERAL GOVERNMENT AND \$1,500,000. BY STATE OF NEW JERSEY UNDER FEDERAL AID URBAN SYSTEM PROGRAM. (CITY OF NEWARK WILL NOT INCUR ANY DIRECT COSTS FOR PERFORMANCE OF SAID WORK)

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Martinez said he was happy to see this improvement of the industrial area in the East Ward, which was long overdue.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-R-f.

RESOLUTION DESIGNATING BUS STOP, ALONG COMMERCE STREET, NORTH SIDE, BEGINNING AT EASTERLY CURBLINE OF MULBERRY STREET AND EXTENDING 110' EASTERLY THEREFROM, PURSUANT TO SECTION 39:4-197 OF TITLE 39 OF REVISED STATUTES OF STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE, ON BEHALF OF CITY OF NEWARK, APPLICATION TRUST AGREEMENT TO PERMIT CITY TO QUALIFY AS AN ISSUING AGENT OF UNITED STATES SAVINGS BOND, SERIES E, WITHOUT PLEDGE OF COLLATERAL SECURITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,

Temporary President James.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT FROM BENEDETTO MORELLI AND HIS ATTORNEYS IN AMOUNT OF \$455.40 IN FULL AND TOTAL SETTLEMENT OF LAW SUIT; ON FEBRUARY 14, 1977 FIRE APPARATUS OWNED BY CITY AND OPERATED BY ENGINE COMPANY 29 WAS INVOLVED IN AN ACCIDENT AT NYE AVENUE AND BERGEN STREET WITH VEHICLE DRIVEN BY BENEDETTO MORELLI; FURTHER CORPORATION COUNSEL SHALL ISSUE A GENERAL RELEASE FROM LIABILITY TO BENEDETTO MORELLI WHICH SHALL BE SENT TO HIS ATTORNEYS, FIRM OF ROBERT J. CASULLI, ESQ., 215 BIRCHWOOD AVENUE, SUITE 22, CRANFORD, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,

Temporary President James.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT FROM MRS. RENA BROADNAX AND HER ATTORNEYS IN AMOUNT OF \$360. IN FULL AND TOTAL SETTLEMENT OF LAW SUIT; ON NOVEMBER 23, 1976 A VEHICLE LEASED BY CITY OF NEWARK AND DRIVEN BY POLICE OFFICER WAS INVOLVED IN AN ACCIDENT AT NEW STREET AND MORRIS AVENUE WITH VEHICLE DRIVEN BY MRS. RENA BROADNAX; FURTHER CORPORATION COUNSEL SHALL ISSUE A GENERAL RELEASE FROM LIABILITY TO MRS. RENA BROADNAX WHICH SHALL BE SENT TO HER ATTORNEYS, FIRM OF HANSEN, PANTAGES, SELLAR AND ZAVESKY, ESQS., 1180 RAYMOND BOULEVARD, NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani,

Temporary President James.

May 17, 1978

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$404.56 TO NEWARK DETECTIVE ROBERT HORTON, UPON RECEIPT OF SUBROGATION AGREEMENT, FULLY EXECUTED BY BOTH PARTIES, AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO HIS PRIVATE MOTOR VEHICLE WHILE PERFORMING REGULAR TOUR OF DUTY COLLIDED WITH ANOTHER MOTOR VEHICLE AT OR NEAR INTERSECTION OF BRANCH BROOK DRIVE AND HELLER PARKWAY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER A DRAFT IN AMOUNT OF \$115. PAYABLE TO ENOS SMART, 84 SHERIDAN STREET, IRVINGTON, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO HIS VEHICLE WHEN HIT IN REAR BY VEHICLE OF COUNCILMAN DONALD TUCKER IN VICINITY OF CHESTNUT STREET NEAR CHANCELLOR AVENUE, IRVINGTON.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, Martinez, Villani, Temporary President James.

Not Voting: Councilman Tucker.

(Councilman Carrino arrived at 9:00 P. M.)

7-R-l.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 24 TYPEWRITERS, 1 ADDING MACHINE AND 1 CALCULATOR, DIVISION OF CENTRAL PURCHASE; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

May 17, 1978

7-R-m.

RESOLUTION ACCEPTING BID OF VORNADO, INC. OFFERING TO LEASE THE BASEMENT, THE FIRST AND SECOND FLOORS OF THE CITY-OWNED PREMISES AT 707 BROAD STREET, BLOCK 53, LOT 38, NEWARK, NEW JERSEY, FOR \$18,750. PER MONTH FOR A THIRTY (30) MONTH TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING THE TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-n.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 47-63 McCLELLAN STREET, BLOCK 3773, LOT 43, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS. (ORBIS PRODUCTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-o.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AGREEMENT WITH SAMUEL KLEIN & COMPANY, EFFECTIVE MAY 17, 1978, FOR AN AMOUNT NOT TO EXCEED \$56,750., TO ASSIST IN PREPARATION OF SPECIFICATIONS AND REVIEW OF BIDS FOR A FACILITIES MANAGEMENT CONTRACT WITH CITY OF NEWARK. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS "EXTRAORDINARY, UNSPECIFIABLE SERVICES" IN ACCORDANCE WITH N.J.S.A. 40A:11-5 (i) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council May 16, 1978)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

May 17, 1978

7-R-p.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO A RELOCATION AGREEMENT WITH THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY FOR PERIOD MAY 17, 1978 TO JULY 1, 1979, FOR A MAXIMUM AMOUNT OF \$698,381. AS BUDGETED IN COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION, HCDA THIRD ACTION YEAR (42 USC 5301, P. L. 93-383). (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AN AGREEMENT BETWEEN THE STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION AND CITY OF NEWARK (TOPICS PROJECT T-4001 (73), M-000S (77) TO MODIFY APPROXIMATELY 61 TRAFFIC SIGNAL CONTROLLERS AT VARIOUS INTERSECTIONS IN CITY OF NEWARK; FUNDING BY STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION AND FEDERAL GOVERNMENT WITH NO CITY FUNDS BEING REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE, ON BEHALF OF CITY OF NEWARK, AN AGREEMENT WITH THE COUNTY OF ESSEX TO RECONSTRUCT SOUTH ORANGE AVENUE IN CITY OF NEWARK, BETWEEN BERGEN STREET AND NORFOLK STREET UNDER FEDERAL AID URBAN SYSTEM (FAUS) PROGRAM. (CITY-COUNTY SHARE (55%) \$106,730.65 - COUNTY SHARE-\$53,365.32, CITY SHARE-\$53,365.32, FUNDS IN DEPARTMENT OF ENGINEERING BUDGET, OTHER EXPENSES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE, ON BEHALF OF CITY OF NEWARK, A CONTRACT WITH NEWARK CONSTRUCTION, INCORPORATED, 126 WALNUT STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-18, RECONSTRUCTION OF VARIOUS STREETS AND SIDEWALKS THROUGHOUT CITY OF NEWARK (F.P.N.J. 01-51-21466), FOR TOTAL SUM OF \$1,768,613.25 AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY U. S. DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT AGENCY UNDER LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM OF 1977 (FUND 55, DEPARTMENT 96, AGENCY 50, ACCOUNT 250))

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo and Engineering Director Zach met with the Council May 16, 1978)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE, ON BEHALF OF CITY OF NEWARK, CONTRACT WITH ATLANTIC ELEVATOR COMPANY, INCORPORATED, 527 WASHINGTON AVENUE, BELLEVILLE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-07, MAINTENANCE AND REPAIRS TO FOURTEEN (14) ELEVATORS AT VARIOUS LOCATIONS, FOR TOTAL SUM OF \$26,400. AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS - DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, FUND 11, DEPARTMENT 07, AGENCY 03, ACCOUNT 171)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council May 16, 1978)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

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7-R-u.

RESOLUTION RATIFYING CONTRACT WITH VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER PROJECT FOR TERM APRIL 1, 1977 TO MARCH 31, 1978 AND AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR PURPOSE OF IMPLEMENTING VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER PROJECT, 3RD YEAR; MAXIMUM AMOUNT OF CONTRACT FOR TWELVE MONTH PERIOD IS \$47,865. AND SAID FUNDS HAVE BEEN ENCUMBERED IN 1978 MUNICIPAL BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 (a) (1) ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen.

Councilman Bottone stated at the pre-meeting conference, he requested additional information regarding this matter. A letter was submitted to the Council stating the Vindicate Society owes the City \$25,499.30. Councilman Bottone wanted to know if this \$47,865. was going to be given to the Vindicate Society to ratify actions that were taken.

At the request of Temporary President James, Office of Criminal Justice Planning Executive Director Alan Zalkind responded he was not in a position to discuss the outstanding debt but he was in a position to discuss the \$47,865. That money was awarded to the City to pay Vindicate Society for hiring and employing four counsellors. There is no provision in the \$47,865. to pay rental.

Councilman Bottone was not satisfied with the response. If Mr. Zalkind is in no position to answer, then he is in no position to vote for it.

Mr. Zalkind explained there are two separate issues. One issue concerns adequate reimbursement to the Vindicate Society for expenses incurred in anticipation of an award from the City. The second issue is the City's right to expect rent from the Vindicate Society for rental of premises 605 Broad Street.

Councilman Bottone questioned how the City let this go on month after month when the Vindicate Society owed them money. He said he would rather defer action on this resolution and have the proper agencies appear before the Council to see that this does not happen again.

Councilman Tucker pinpointed the \$25,000. which is allegedly owed to the City by Vindicate Society relates to the premises they are currently occupying on Broad Street. At the point and time the Council discussed Vindicate Society being located at the YM-YWCA on Broad Street, they had administrative offices there. Based on the number of young people housed at the YM-YWCA, they were unable to obtain administrative

facilities directly at the YM-YWCA nor were they in a position to pay rental for the facilities. Subsequently when they moved in the facility, it was a City run and operated program and Vindicate Society did not have financial resources to pay the rent to occupy those premises. The \$25,000. they are now talking about is for office space they currently occupy on Broad Street. The \$47,865. is the amount needed for the Vindicate Society to continue their operation at their current location.

Councilman Tucker continued the Vindicate Society originally was funded for a large amount in a SLEPA Demonstration Project. Each and every year as the project continued, the administrative cost was continuously cut year after year. Originally it was funded for approximately \$300,000. and each year the amount gets less and less. This is one of the final years of funding, because subsequent to this funding the Vindicate Society will be transferred to the State of New Jersey where funds will be made available. They are dealing with a program, if they want young people involved in criminal justice, to provide an alternative so that they can be rehabilitated to come into our society. There is no denying the fact Vindicate Society has not paid rent at the current Broad Street location, but they do not have financial resources to pay that rent.

Councilman Martinez queried if some money was due the YW-YMCA.

Mr. Zalkind replied the YW-YMCA presently alleges there is a \$50,000. outstanding debt.

Councilman Martinez asked if they did not come to an agreement that the debt was going to be paid and the current lease would contain an agreement with a thirty day clause.

Mr. Zalkind recalled they discussed the possibility of the Vindicate Society utilizing 32 Central Avenue and the condition Councilman Martinez cited was before the City would approve a lease between the City of Newark and Vindicate Society for use of 32 Central Avenue, all past debts would have to be paid. He thinks this is a separate issue.

Councilman Martinez asked if this resolves all past debts.

Mr. Zalkind replied he does not think this resolves all past debts.

Councilman Martinez asked if the YW-YMCA will not be paid the past debts it is owed by Vindicate Society.

Mr. Zalkind replied he did not think that was correct.

The motion to adopt the resolution failed of adoption by the following votes:

Yes: Councilmen Allen, Tucker, Villani, Temporary President James.

No: Councilmen Bottone, Carrino, Giuliano, Martinez.

May 17, 1973

7-R-v.

RESOLUTION RATIFYING CONTRACT WITH UNIFIED VAILSBURG SERVICES ORGANIZATION FOR TERM DECEMBER 17, 1977 TO MAY 17, 1978 AND AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR FULL PERIOD COMMENCING MAY 18, 1978 AND TERMINATING DECEMBER 16, 1978 TO IMPLEMENT THE UNIFIED VAILSBURG SERVICES ORGANIZATION PROJECT, 3RD YEAR. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 SEQ.) (MAXIMUM AMOUNT OF CONTRACT FOR TWELVE MONTH PERIOD IS \$112,522. AND SAID FUNDS HAVE BEEN ENCUMBERED IN 1978 MUNICIPAL BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-w.

RESOLUTION RATIFYING CONTRACT WITH NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT FOR TERM SEPTEMBER 1, 1977 TO MAY 17, 1978 AND AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR FULL PERIOD COMMENCING MAY 18, 1978 AND TERMINATING AUGUST 31, 1978 TO IMPLEMENT THE "NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT, 4TH YEAR"; MAXIMUM AMOUNT OF CONTRACT FOR TWELVE MONTH PERIOD IS \$105,555. AND SAID FUNDS HAVE BEEN ENCUMBERED IN 1978 MUNICIPAL BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 (a) (i) et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-x.

RESOLUTION APPOINTING FRANK BYRD CONSTABLE FOR A TERM ENDING DECEMBER 31, 1978 AND APPROVING HIS BOND AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-R-y. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE, ON BEHALF OF CITY
OF NEWARK, AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION, TO IMPROVE
FRELINGHUYSEN AVENUE FOR ITS ENTIRE LENGTH FROM NEWARK-ELIZABETH CITY LINE TO POINIER
STREET AND POINIER STREET FROM FRELINGHUYSEN AVENUE TO BROAD STREET (RESOLUTION 7-R-be,
APRIL 16, 1975); ESTIMATED TOTAL COST \$6,000,000. OF WHICH \$4,200,000. WILL BE PROVIDED
BY FEDERAL GOVERNMENT AND \$1,800,000. BY STATE OF NEW JERSEY UNDER FEDERAL AID URBAN
SYSTEM PROGRAM. (CITY OF NEWARK WILL NOT INCUR ANY DIRECT COSTS FOR PERFORMANCE OF
SAID WORK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Tucker and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-R-z. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE, ON BEHALF OF CITY
OF NEWARK, AGREEMENT WITH NEW JERSEY DEPARTMENT OF TRANSPORTATION, TO INSTALL TRAFFIC
SIGNALS AT INTERSECTION OF ROUTE 78, HILLSIDE AVENUE, AND WEST RUNYON STREET; STATE
WILL ASSUME 75% OF COST AND CITY OF NEWARK 25%; ON BASIS OF ESTIMATED COST OF \$20,000.,
CITY WILL PAY TO THE STATE UPON COMPLETION THE AMOUNT OF \$5,000. SUBJECT TO FINAL
AUDIT OF ALL COSTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James,
seconded by Councilman Allen and declared adopted by Temporary President James by the
following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-R-ba. RESOLUTION AMENDING RESOLUTION 7-R-b1, APRIL 19, 1978, AUTHORIZING DIRECTOR
OF RECREATION AND PARKS TO EXECUTE AGREEMENT WITH HUNT'S CIRCUS, INC. FOR LEASING
IRONBOUND RECREATION CENTER FOR CIRCUS PERFORMANCES TO BE HELD MAY 21 AND 22, 1978, AT
RENTAL FEE OF \$500. PER DAY PLUS 2% OF GROSS INCOME, IN ACCORDANCE WITH ATTACHED AGREE-
MENT; SECTION 2(e) LESSEE AGREES THAT NOT LATER THAN MAY 19, 1978, IT WILL SUBMIT TO
DIRECTOR OF RECREATION AND PARKS A CERTIFICATE OF INSURANCE, AT ITS OWN EXPENSE, TO
PROTECT CITY OF NEWARK AGAINST ANY LIABILITY ARISING OUT OF USE OF IRONBOUND RECREATION
CENTER ON MAY 21 AND 22, 1978.

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(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Recreation and Parks Director Washington met with the Council May 16, 1978)

The City Clerk related following the discussion of this matter at the pre-meeting conference, they have received assurance from the Law Department that the contract is now in order and they have also received the required certificate of insurance.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani.

No: Temporary President James.

7-R-bb.

RESOLUTION APPROVING APPLICATION AND PLAN OF D. E. URBAN RENEWAL CORPORATION, A CORPORATION OF NEW JERSEY, FOR COMPLETION, MAINTENANCE AND OPERATION OF A PROJECT ON PREMISES 40-52 MARKET STREET, BLOCK 75, LOT 17, INCLUDING PORTIONS OF VACATED ARLINGTON STREET AND BRANFORD PLACE, WHICH IS MORE PARTICULARLY DESCRIBED IN SAID APPLICATION; GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS IN COMPLIANCE WITH AND SUBJECT TO PROVISIONS OF THE URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

At a later point in the meeting, Councilman Carrino asked if this tax abatement was for a Burger King.

The City Clerk replied in the affirmative.

Councilman Carrino declared the Council is going to vote in the affirmative for a profit-making business to be exempt from taxes for twenty years. He is sorry he did not get a chance to discuss this matter at the pre-meeting conference, but he certainly wants to change his vote to a negative vote. Councilman Carrino felt they are establishing a very, very poor precedent by giving a national chain, such as Burger King, a tax abatement in an area on Market Street across from the Court House, which is

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certainly going to give him a very lucrative business there. He questioned why the corner grocery store on Bloomfield Avenue, or on Chancellor Avenue, or on Ferry Street should not get a tax abatement. They are certainly not going to do the business or make the profit that this man is going to make with the Burger King chain. Therefore, he is going to vote in the negative on this resolution.

Temporary President James asked if other Council Members were requesting the same.

Councilmen Bottone, Giuliano and Martinez indicated they wished to change their vote to a negative vote.

Councilman Tucker said people may not necessarily like what he is going to say, but he is going to say it anyhow. Needless for him to say, and he would not mention the Councilman's name, but when they were talking about the tax abatement agreement, which is a land-lease deal, that took place in the Vailsburg section, they found no basic problem in relating to a profit-making business, and offering them a very lucrative tax abatement agreement. When they started to relate to the fact of dealing with a tax abatement for a private business, which is Abraham Yecies, located in the same Essex Plaza Urban Renewal Project, he believes his colleagues on the Council found no problem with that particular operation. When they started to deal with tax abatements in the entire City, whether it be a Burger King, land-lease or private business, he wants to clearly indicate one factor, that this particular application is a Fox Lance Tax Abatement Agreement. The Council has approved many Fox Lance Tax Abatement Agreements for the last four years.

Councilman Tucker declared he finds it somewhat difficult to understand why they are talking about a profit-making business, especially since this Council approved a profit-making business almost every other meeting that they currently attend. His concern is if there are any considerations dealing with the fact that this is a minority representative requesting Fox Lance Tax Abatement, which is the second minority requesting that since he has had the pleasure of sitting on this Council. Councilman Tucker said he would like to pose that question, because he would like to get an answer on it.

Councilman Carrino said since he was the one who brought up the matter, he would like to respond to it. As a matter of fact, this is the first he heard that this is a minority owned business. He does know that Burger King is a national and international chain, and if the Council starts giving tax abatement to businesses such as that, then they are setting a poor precedent. If a man owns a business in the City of Newark and he is looking to expand on another piece of land for something that is his own, with something that he has worked for in the City of Newark for awhile, he finds

no problem in giving him a Fox Lance Tax Abatement. However, with a national chain such as Burger King, he finds great problems in that, especially in light of the fact that there are several more contemplated, one being in the North Ward. He certainly will not vote for that one, either. Councilman Carrino believed there is one going on Broad and Clay Streets in the very near future. Those plans are still in effect. Therefore, it has nothing to do with any minority ownership. Councilman Carrino reiterated this man is a franchiser for Burger King, a company that is internationally known and subsidized and he thinks the Council is setting a bad precedent.

Councilman Allen commented he has no control over an individual's vote, but during the past four years he has heard the same Councilmen say, time and time again, they wanted to bring business back into the City of Newark. He has been on this Council four years and has been Chairman of the Council Tax Abatement Policy Review Committee, and he saw many tax abatements come through and approved. Councilman Allen pointed out Engelhard has been in the City of Newark for years and years, and makes billions and hundreds of billions of dollars, and he saw this Council grant Engelhard a tax abatement. What they are dealing with now is not only is this a minority, but would give jobs to Newark residents and it would bring business back into the City of Newark.

Temporary President James stated there is an issue that the Council is not aware of and he thinks there is a Burger King being contemplated on Broad Street, on the Colonnade property, and he believes that is on Urban Renewal land, and this property is also on Urban Renewal land. He thinks what they are being told, as suggested by the Law Department, is Urban Renewal land itself dictates certain types of concessions in order to entice businesses. Temporary President James suggested, since the motion is lost, that the Council move for a deferral and invite the Law Department to meet with the Municipal Council to explain Urban Renewal land versus a commercial one, such as Burger King.

Councilman Tucker did not think it was a matter of deferral. He made his statement and will make it very clear. When they are talking about Vailsburg, when they are talking about tax abatement, they are not talking about a minority firm. When they are talking about Engelhard which is not a national, an international firm, and they talk about tax abatement, they are not talking about a minority firm. When they talk about the Burger King in the downtown area, they talk about the Burger King on Clay Street, he thinks his colleagues know full well that both of those particular operations are on Urban Renewal land. They are very well aware of the Fox Lance Agreements and are also well aware of one unique ingredient in both of those developments, that they are both minority developments on Urban Renewal land within the City

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of Newark, and do not tell him that people did not know that they were minorities, because that is just a bunch of -----.

Councilman Carrino took exception to that statement. He contended every tax abatement that he has ever voted on was voted on before one single brick went into the ground. This Burger King is completed. It is ready to open. Now somebody is coming in and saying they should get a tax abatement. Councilman Carrino opined this thing is a giveaway because this tax abatement should have been given to the Council long before this building went into the ground. It is a new structure, not something that was there before, being expanded or anything like that. Councilman Carrino again questioned why the Council was given this tax abatement when the building is ready to open, and not prior to it being built.

A motion to defer action on this resolution and directing the City Clerk to invite Corporation Counsel Perillo to meet with the Municipal Council at their pre-meeting conference June 7, 1978 to discuss this matter in depth, was made by Temporary President James, seconded by Councilman Bottone.

Councilman Tucker stressed his concern is very simply this. First of all, he does not argue the debate or the motion on deferral, he just wants to make that very clear, but what he smells here is something nasty and filthy. He thinks what they are dealing with here is a minority development and basically people just not wanting it to work. In regard to the comments made by his colleague, if they want to take the time, they can go back to Engelhard and look at how he voted on that, and if they want to look at that, they will find out that something is inconsistent. So, he has no further remarks about it, but he put the horse right where it is and it just stinks.

Councilman Bottone said there was mention made that something was tax abated in Vailsburg and he would like to know what it is.

Councilman Tucker replied if they want a land lease deal and Big Bill's or the development that is going up there which is an international firm.

Councilman Bottone pointed out it is 100% ratable.

The motion to defer action on this resolution and directing the City Clerk to invite Corporation Counsel Perillo to meet with the Municipal Council at their pre-meeting conference to discuss this matter in depth was declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani,
Temporary President James.

No: Councilman Tucker.

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7-R-bc.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A GRANT AGREEMENT WITH THE U. S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR A GRANT OF \$4,682,514. UNDER THE SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH (SPEDY); FUNDS SHALL BE EXPENDED IN ACCORDANCE WITH TERMS OF SAID GRANT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Employment and Training Director Wheeler met with the Council May 16, 1978)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH AND FAMILY SERVICES, TO CONTRIBUTE 25% OF COST OF PROVIDING CHILDHOOD DAY CARE SERVICES AT VARIOUS CENTERS, PROVIDED STATE OF NEW JERSEY ADD REMAINING 75% OF SAID COST TO AFOREMENTIONED 25% DONATION BY CITY AND CONTRIBUTE ENTIRE AMOUNT TO CENTERS REFERRED TO HEREIN, AT RATE OF \$50. PER CHILD PER WEEK, FOR PERIOD JUNE 1, 1978 TO MAY 31, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO INCREASE NET CONTRIBUTION BY SUM OF \$10,098.80 FOR ADMINISTRATIVE COSTS, FOR TOTAL GROSS DONATION OF \$336,630.15, DERIVED FROM 1978 MUNICIPAL OPERATING BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH AND FAMILY SERVICES, TO CONTRIBUTE 25% OF COST OF PROVIDING CHILDHOOD DAY CARE SERVICES AT VARIOUS CENTERS, PROVIDED STATE OF NEW JERSEY ADD REMAINING 75% OF SAID COST TO AFOREMENTIONED 25% DONATION BY CITY AND CONTRIBUTE ENTIRE AMOUNT TO CENTERS REFERRED TO HEREIN, AT RATE OF \$50. PER CHILD PER WEEK, FOR PERIOD JUNE 1, 1978 TO MAY 31, 1979; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO INCREASE NET CONTRIBUTION BY SUM OF \$7,466.46 FOR ADMINISTRATIVE COSTS, FOR TOTAL GROSS DONATION OF \$248,881.96, DERIVED FROM 1974 HOUSING AND DEVELOPMENT ACT FUNDS, YEAR IV, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bf. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO MAKE APPLICATION TO THE NEW JERSEY DEPARTMENT OF HEALTH FOR PUBLIC HEALTH PRIORITY FUNDING, TOTALING \$215,201. TO IMPLEMENT VARIOUS HEALTH ACTIVITIES LISTED IN APPLICATION. (NO MATCH REQUIRED BY CITY FOR THESE FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bg. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT FROM THE NEW JERSEY STATE DEPARTMENT OF EDUCATION A GRANT IN SUM OF \$1,445,175. TO IMPLEMENT THE 1978 NEWARK SUMMER FOOD PROGRAM FOR CHILDREN AND TO ENTER INTO AND EXECUTE A GRANT-IN-AID CONTRACT TO EFFECT SAID ACCEPTANCE. (NO MATCH REQUIRED BY CITY FOR THESE FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bh. ^{7RT- 7/13/77}
RESOLUTION AMENDING SUBCONTRACT WITH THE COMMUNITY NURSING SERVICES OF ESSEX AND WEST HUDSON FOR DELIVERY OF HOME NURSING CARE TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), FOR PERIOD OF 12 MONTHS; FUNDS SHALL BE DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977). (AMENDED SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

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Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

/ 7-R-bi.

RESOLUTION AMENDING CONTRACT WITH ARTHUR BEITMAN, INC., D/B/A BEITMAN SURGICAL, 44 WILLIAM STREET, NEWARK, ONLY BID RECEIVED, FOR PROVISION OF HEARING AIDS AND RELATED EQUIPMENT TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) EFFECTIVE ON OR ABOUT AUGUST 3, 1977 FOR PERIOD OF 12 MONTHS; FUNDS SHALL BE DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977). (NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

/ 7-R-bj.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE A REVISION TO DONOR CONTRACT BETWEEN CITY OF NEWARK AND NEW JERSEY DEPARTMENT OF INSTITUTIONS AND AGENCIES TO CONTRIBUTE TO SAID NEW JERSEY STATE DEPARTMENT OF INSTITUTIONS AND AGENCIES SUM OF \$585,512.11, REPRESENTING CITY'S DONATION TOWARDS STATE'S GRANT OF FUNDS FOR DELIVERY OF CHILDHOOD DAY CARE SERVICES AT 19 DESIGNATED CENTERS IN CITY OF NEWARK (RESOLUTION 7-R-bp, JUNE 1, 1977), EFFECTIVE APRIL 1, 1978 TO REFLECT CHANGES IN SHARE ALLOCATION OF FOUR OF THE DESIGNATED CENTERS IN CITY OF NEWARK. (MAXIMUM AMOUNT TO BE PAID FOR PERIOD JUNE 1, 1977 TO MAY 31, 1978 SHALL REMAIN \$585,512.11)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

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7-R-bk.

RESOLUTION AMENDING CONTRACT WITH UNITONE CORPORATION, D/B/A UNITONE HEARING AID CENTER, FOR PROVISION OF HEARING AIDS AND RELATED EQUIPMENT TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) (RESOLUTION 7-R-cb, AUGUST 3, 1977); EFFECTIVE AUGUST 3, 1977 FOR PERIOD OF 12 MONTHS; AMOUNT PAYABLE SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE (ESTIMATED DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY-10,000 INDIVIDUALS). (FUNDS DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977) (NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-R-bl.

RESOLUTION AMENDING SUBCONTRACT WITH SAINT JAMES HOSPITAL FOR DELIVERY OF RADIOLOGICAL SERVICES TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), (RESOLUTION 7-R-cx, OCTOBER 5, 1977); EFFECTIVE OCTOBER 5, 1977 FOR PERIOD OF 12 MONTHS; AMOUNT PAYABLE SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE (ESTIMATED DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY-10,000 INDIVIDUALS). (FUNDS DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977)) (NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT) (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACT LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-R-bm.

RESOLUTION AMENDING SUBCONTRACT WITH NEWARK COMMUNITY HEALTH SERVICES GROUP FOR DELIVERY OF DENTAL CARE SERVICES TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) (RESOLUTION 7-R-u, JULY 13, 1977); EFFECTIVE JULY 13, 1977 FOR PERIOD OF 12 MONTHS; AMOUNT PAYABLE SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE (ESTIMATED DAYTON COMMUNITY HEALTH

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CENTER'S SERVICE CAPABILITY-10,000 INDIVIDUALS). (FUNDS DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977)) (NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT) (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bn.

RESOLUTION RATIFYING CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION FOR MINORITY CONTRACTORS AND CRAFTSMAN TRADE ASSOCIATION PROJECT FOR PERIOD MAY 1, 1978 TO MAY 17, 1978; AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT WITH NEW HOPE DEVELOPMENT CORPORATION TO CONTINUE SAID PROJECT FROM MAY 18, 1978 TO APRIL 30, 1979; NEW HOPE DEVELOPMENT CORPORATION SHALL RECEIVE FUNDS TOTALING \$225,000. FROM M.P.D.O. TO CARRY OUT STATED SERVICES. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

7-R-bo.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 MUNICIPAL BUDGET SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH - \$4,682,514.; ITEM AVAILABLE FROM U. S. DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

Councilman Carrino hoped the Federal Government considers giving the City of Newark more funds for the SPEDY Program.

MOTIONS.

7-M-a.

A MOTION URGING THE UNITED STATES HOUSE OF REPRESENTATIVES TO APPROVE AN AMENDMENT TO THE PROPOSED FEDERAL HOUSING BILL SPONSORED BY REPRESENTATIVE JOSEPH MINISH (D-11TH DISTRICT) WHICH WOULD HELP TO STABILIZE RENTS IN STATE-INSURED HOUSING DEVELOPMENTS, ESPECIALLY SENIOR CITIZENS COMPLEXES, BY RELEASING AN ESTIMATED \$74 MILLION IN RENT SUBSIDIES NATIONWIDE, was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

7-M-b.

A MOTION EXPRESSING DEEP CONCERN ON THE PERMANENT CLOSING OF MANY FOOD CHAIN SUPERMARKETS IN VARIOUS AREAS IN THE CITY OF NEWARK, INCLUDING FOOD FAIR ON SOUTH ORANGE AVENUE AND THE IMPENDING MOVE OF THE FOODTOWN STORE AT FERRY AND CHAPEL STREETS TO LAFAYETTE STREET, WHICH WILL LEAVE MORE THAN 5,000 PERSONS IN THAT IMMEDIATE AREA WITHOUT ADEQUATE AND ECONOMICAL FOOD SHOPPING FACILITIES; FURTHER, SINCE NO PROVISION HAS BEEN MADE FOR SUITABLE REPLACEMENT STORES IN CERTAIN NEIGHBORHOODS, COUNCIL STRONGLY URGES THE FOODTOWN SUPERMARKET CHAIN AS WELL AS OTHER FOOD CHAINS TO SERIOUSLY REVIEW THEIR RESPONSIBILITIES TO THE CITIZENS OF NEWARK AND PROVIDE THE NECESSARY AND REQUIRED NUMBER OF STORES IN ALL AREAS OF OUR CITY, AND THE CITY CLERK IS HEREBY DIRECTED TO SEND COPIES OF THIS MOTION TO THE MAJOR SUPERMARKET CHAINS DOING BUSINESS IN THE CITY OF NEWARK, was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 8, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH TENTH STREET AS A ONE-WAY STREET.

(Deleting South 10th Street, Southbound, from Avon Avenue to Clinton Avenue

Adding South 10th Street, Southbound, from Springfield Avenue to Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 7, 1978 Calendar of the Municipal Council for first reading was made by Temporary President James, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 8, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING ALDINE STREET AS A ONE-WAY STREET."

(Deleting Aldine Street, Southbound, from Clinton Place to Chancellor Avenue

Adding Aldine Street, Southbound, from Bragaw Avenue to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 7, 1978 Calendar of the Municipal Council for first reading was made by Temporary President James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 8, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON CAMP STREET."

(Section 23:2-1 - One Way Street

Deleting Camp Street, Eastbound, from Broad Street to Mulberry
Street

Adding Camp Street, Eastbound, from Broad Street to Orchard
Street

Section 23:5-1 - Parking Prohibited at All Times

Adding Camp Street, South Side, from Orchard Street to Mulberry
Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 7, 1978
Calendar of the Municipal Council for first reading was made by Councilman Martinez,
seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RE-
CEIVED MAY 8, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, OF THE
REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, (RENT CONTROL ORDINANCE) TO
ADD A PROCEDURE FOR OBTAINING RENT SURCHARGES TO COVER THE COST OF REPAIRS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council May 16, 1978)

A motion to defer action on this ordinance was made by Councilman Tucker,
seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RE-
CEIVED MAY 8, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING TITLE 2, CHAPTER 7, ARTICLE
1, SECTION 2:7-3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY ENTITLED
'FISCAL ADVISORY BOARD.'"

(Fiscal Advisory Board shall consist of 9 citizens of broad experience and
recognized knowledge of financial policy)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 7, 1978
Calendar of the Municipal Council for first reading was made by Councilman Allen,
seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani,
Temporary President James.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 8, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF MPDO/CDA TO ENTER INTO DISPOSITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, THIRD ACTION YEAR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 7, 1978 Calendar of the Municipal Council for first reading and to invite Mayor's Policy and Development Office Acting Director Wilbert Allen to meet with the Municipal Council at their pre-meeting conference June 7, 1978 to discuss this matter, was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED APRIL 20, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977, AND AMENDED THERETO. (TO CREATE THE POSITION, "SYSTEMS PROGRAM MANAGER" - NC-4 IN THE POLICE DEPARTMENT)"

(Systems Program Manager - NC-4 \$16,369. - \$19,887.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck met with the Council May 16, 1978)

Councilman Carrino recalled at the last meeting he had asked that this matter be deferred. He asked if someone appeared before the Council yesterday to discuss this matter.

Councilman Tucker related the only point that came up yesterday was that it was in the 1978 Municipal Budget and Business Administrator Buck went into detail at the pre-meeting conference yesterday. It is a matter whether or not the Council wants to approve it. Councilman Tucker thought the concern raised by Councilman Carrino had been raised by Councilman Martinez and it was discussed at that point and time, but it was not discussed to a great degree in depth. Councilman Carrino had raised the point with respect to having these particular funds utilized to hire additional policemen. Business Administrator Buck was not amenable to deal with that.

Councilman Carrino indicated he would vote to have this ordinance placed on the June 7, 1978 Calendar of the Municipal Council for first reading. However, he requested the Council direct the City Clerk to invite everyone involved in the NC-4 System to meet with the Municipal Council at their pre-meeting conference to discuss this matter.

A motion directing the City Clerk to place this ordinance on the June 7, 1978 Calendar of the Municipal Council for first reading and to invite Police Director Williams and Personnel Officer Veltri to meet with the Municipal Council at their pre-meeting conference June 7, 1978 to discuss this ordinance before they take further action thereon, was made by Councilman Allen, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles licenses were issued from April 26, 1978 to May 9, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Polish Cultural Foundation, Inc.	7480 (Amended)
St. James Roman Catholic Church	7572 (Amended)
Remco Industries Chapter of Deborah	7575 (Amended)
PFC Henry Guglicciello, Jr. Chapter 57 DAV	7600 (Amended)
St. Francis Xavier Roman Catholic Church	7653 (Amended)
St. Benedict's Church	7689 (Amended)
Our Lady of Mt. Carmel Church	7690 (Amended)
Parents Association of St. Lucy's School	7707
St. Antoninus Prayer Group	7708
Combined Societies of St. Patrick's Church	7710

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Our Lady of the Rosary Church	7667 (Amended)
North Newark Baseball League, Inc.	7692
Church of Our Lady of Good Counsel	7704

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RAFFLES LICENSES (Continued)

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Church of Our Lady of Good Counsel	7705
St. Joseph's Church	7706
St. Stanislaus Church	7709
Immaculate Conception Rosary Society	7711

A motion to concur in the Report was made by Councilman Allen, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

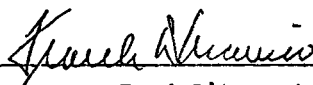
ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:


Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Tucker, Villani, Temporary President James.

This meeting adjourned at 9:45 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Sharpe James
Temporary President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:25 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Philip Merdinger, St. Antoninus Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Giuliano, James, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Thomas McParland, Sergeant-at-Arms.

(Councilman Martinez arrived 1:26 P. M.)

(Councilman Allen arrived 2:00 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 30, 1978 at the time of its preparation. All persons who pre-paid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman Martinez arrived 1:26 P. M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JANUARY 11, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD FEBRUARY 8, 1978.

June 7, 1978

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD MARCH 8, 1978.

A motion that the Copy of Minutes be received was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD APRIL 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 4-e.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MARCH 8, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 4-f.

The City Clerk presented 1977 ANNUAL REPORT OF THE NEWARK PUBLIC LIBRARY.

A motion that the Annual Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

/ 4-g.

The City Clerk presented 1977 ANNUAL REPORT OF DIVISION OF PERSONNEL, DEPARTMENT OF ADMINISTRATION.

A motion that the Annual Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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4-h.

The City Clerk presented AUDIT REPORT OF NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION, FOR PERIOD JANUARY 1, 1977 THROUGH DECEMBER 31, 1977, SUBMITTED BY LUCAS, TUCKER & CO., CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and staff study be made for report to the Council thereon was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK HELD APRIL 5, 1978.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 5, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-k.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD APRIL 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-l.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman Giuliano,

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seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-m.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 26, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-n.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD APRIL 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-o.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD APRIL 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-p.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD APRIL 19, 1978.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Villani, President Harris.

4-q.

The City Clerk presented COPY OF MINUTES OF MEETING OF SECOND RIVER JOINT MEETING, HELD MARCH 6, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilman Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 7, 1978

4-r.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF APRIL, 1978.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-s.

The City Clerk presented REPORT OF SUMMARY OF BUDGET ACTIVITY REPORT, DIVISION OF CITY-OWNED SURPLUS PROPERTY, DEPARTMENT OF PUBLIC WORKS, FOR THE MONTH OF APRIL, 1978, SUBMITTED BY BUSINESS ADMINISTRATOR BUCK.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-t.

The City Clerk presented 1977 REPORT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION PROJECT, SUBMITTED BY EXECUTIVE DIRECTOR ZALKIND, NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING.

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made for report to the Council thereon was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

4-u.

The City Clerk presented 1977 ANNUAL REPORT OF NEWARK FIRE DEPARTMENT.

A motion that the Annual Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilman Carrino pointed out that present in the audience are Mrs. Richardson and Mrs. Scriffignano from Arlington Avenue School along with students who have been involved in writing poetry within the school on a special project. Mrs. Richardson will introduce us to the students and present us with some poems written by the students.

June 7, 1973

A motion to waive the order of business to permit Mrs. Richardson to be heard at this time and present the students to the Council was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Mrs. Richardson stated that she has brought their children who are at Arlington Avenue School in a special education program and are classified as emotionally disturbed. These children came three years ago to this school when the program started. At that time we received a grant from the State Council of Arts to have a poet come into the school for four days a week to work with the children to help develop some poetry. Out of these four sessions, they wrote a first book of poems.

Mrs. Richardson introduced some of the students to the Council who presented a book of poems to each Member of the Council. Some of the students read a poem from these books.

Councilman Carrino said Mrs. Scriffignano and the other teachers are coaches for the Arlington Avenue Bowling Team which bowls every Friday afternoon on Bloomfield Avenue and they are existing through the goodness of several Councilmen who have been able to help with the recreation funds.

President Harris on behalf of the Council thanked all of the students who appeared here today and on behalf of the Council congratulated and commended the teachers who were present. He recalled one poem entitled "Can You Find Tomorrow". He wants to relate that to the students. Most certainly they can find their tomorrow. Tomorrow is theirs, if they apply themselves. Do not feel discouraged because of a humble beginning. Life is hard, there are many obstacles in front of us in life, all of us face many, many obstacles. Regardless of our heritage, regardless of the obstacles we face, you apply yourself, dedicate yourself with determination that you are going to make it and remember you are "somebody". Work hard and develop yourself because tomorrow is yours.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on First Reading.

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6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

June 7, 1978

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET.

(West on Raymond Boulevard to South on Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS A ONE-WAY STREET.

(Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(University Avenue and Warren Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

June 7, 1973

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH TENTH STREET AS ONE-WAY STREET.

(Deleting South Tenth Street, Southbound, from Avon Avenue to Clinton Avenue

Adding South Tenth Street, Southbound, from Springfield Avenue to Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING ALDINE STREET AS A ONE-WAY STREET.

(Deleting Aldine Street, Southbound, from Clinton Place to Chancellor Avenue

Adding Aldine Street, Southbound, from Bragaw Avenue to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON STREET PARKING AND TRAFFIC AND FLOW REGULATIONS ON CAMP STREET.

(Section 23:2-1 - One Way Street

Deleting Camp Street, Eastbound, from Broad Street to Mulberry
Street

Adding Camp Street, Eastbound, from Broad Street to Orchard
Street

Section 23:5-1 - Parking Prohibited at All Times

Adding Camp Street, South Side, from Orchard Street to Mulberry
Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of
Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded
by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING TITLE 2, CHAPTER 7, ARTICLE 1, SECTION 2:7-3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY ENTITLED "FISCAL ADVISORY BOARD".

(Fiscal Advisory Board shall consist of 9 citizens of broad experience and
recognized knowledge of financial policies)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman
Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the
following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance
is declared adopted on first reading and the City Clerk is hereby authorized and directed
to advertise said ordinance and give public notice of its introduction and passage on
first reading as provided by law. This ordinance will come up for a public hearing and
be considered for further action on June 21, 1978.

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6-F-m.

The City Clerk read AN ORDINANCE AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF MPDO/CDA TO ENTER INTO DISPOSITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, THIRD ACTION YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Giuliano.

Councilman Carrino felt there were some questions which had to be answered in connection with this ordinance and requested Mr. George Chranewicz, Chief of Planning for the Housing Authority to approach the dais.

Mr. Chranewicz, Chief of Planning for the Housing Authority said the Housing Authority has not had an opportunity to study this document and trusted they would be able to study the Disposition Agreement before it is finally adopted by the Municipal Council.

Councilman Carrino suggested that the principals involved in this matter be invited to the pre-meeting conference of the Municipal Council on June 20, 1978 to discuss this matter in depth.

The motion to adopt the ordinance on first reading and direct the City Clerk to invite Business Administrator Buck, Corporation Counsel Perillo, Acting Executive Director Hill, Newark Housing Authority and Acting Executive Director Allen, Mayor's Policy and Development Office to meet with the Council at their pre-meeting conference June 20, 1978 was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977, AND AMENDED THERETO. (TO CREATE THE POSITION "SYSTEMS PROGRAM MANAGER" - NC4 IN THE POLICE DEPARTMENT).

(Systems Program Manager - NC4 \$16,369. - \$19,887.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

A motion to consider Item 8-k under Ordinances for First Reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

6-F-o.

The City Clerk read AN ORDINANCE CREATING AN EMERGENCY APPROPRIATION OF \$391,297. FOR DISALLOWED COSTS IN THE AUDIT OF SUMMER PROGRAM FOR ECONOMICALLY DIS-ADVANTAGED YOUTH FOR THE PERIOD JUNE 3, 1974 THROUGH SEPTEMBER 30, 1974.

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker suggested a copy of an audit report be submitted to the agencies affected and a response be solicited from these agencies prior to the next pre-meeting conference. He also recommended Director of Employment and Training Wheeler and other personnel involved in this emergency appropriation be invited to the pre-meeting conference to get a progress report to insure this does not happen again.

Councilman Carrino pointed out this is a situation where \$1 million was appropriated for poor management, misfeasance and nonfeasance in the SPEDY Program for 1974. Now the Federal Government is requesting us to return \$391,000. of taxpayers money because of mistakes made by this program. He felt all the principals involved in this matter should appear before the Council to explain where the City's taxpayers money was spent.

President Harris agreed the principals in Administration involved in this should be invited to appear before the Council at their pre-meeting conference. But the fact that action may be taken on first reading does not indicate the Council will finally approve this as submitted. There are many questions to be answered by

June 7, 1978

Administration and a determination will be made at that time.

Councilman James noted Mount Carmel Guild was cited as one of those agencies with discrepancies and poor management and he questioned whether there were any monies being appropriated for Mount Carmel Guild on this calendar.

The City Clerk replied in the affirmative that Resolution 7-R-bw on this calendar concerns itself with the SPEDY Program.

Councilman James said he felt those who support the motion to defer action on this matter should also defer appropriation for Mount Carmel Guild until a proper investigation has been made.

At the request of President Harris, Mr. Flaherty, representing Administration appeared to answer questions.

Mr. Flaherty indicated there were cost questions involved. However, these were eventually sustained and the Department of Labor indicated the costs that were questioned should not be disallowed so those costs were not included in the \$391,000. figure.

Councilman James questioned Mr. Flaherty with respect to Mount Carmel Guild indicating he has been told that various people who go there seeking a job are dismissed and the Guild acts like this is their money and they can do what they want with it.

Councilman James questioned if there was a method utilized as to who should be hired?

Mr. Flaherty replied Mount Carmel Guild recruits mainly from three sources. They are on-going year round programs which utilize a majority of summer youngsters and concentrates on referral from parochial and special schools.

Councilman Carrino indicated every public school in the City of Newark received applications from SPEDY. None of the parochial schools received any applications. Mount Carmel Guild received applications and have on-going programs and they received applications to distribute to the catholic schools which they did not do and not one parochial student received an application. He felt all students in the City should have had access to an application.

Councilman Tucker replied the vast majority of children put on by Mount Carmel Guild are handicapped. The youth camp program in the winter phases into the SPEDY Program into the summer. Many of these are Candy Strippers who are in the hospital and who are mentally and physically handicapped.

Councilman James said his concern is not with the federal dollars being given to individual agencies. There should be a plan where the majority of the children from the City can apply. He does not think people should have to be a member of Mount Carmel Guild to get an application. He felt funds should be given to all kinds of private

programs.

A motion to adopt the ordinance on first reading and direct the City Clerk to invite Business Administrator Buck, Director of Employment and Training Wheeler, Director of Finance Jones and Budget Officer Banker to meet with the Council at their pre-meeting conference June 20, 1978 was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

A motion to consider Item 8-1 under Ordinances for First Reading was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-p.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-j) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

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A motion to consider Item 8-m under Ordinances for First Reading was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

(Councilman Allen arrived 2:00 P. M.)

A motion to consider Item 8-n under Ordinances for First Reading was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST RATES OF PAY AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978).

(Truck Driver, Civil Defense
(40 Hours)

Effective January 1, 1978		
1st Year	2nd Year	3rd Year
Per Hour	Per Hour	Per Hour
\$4.56	\$4.91	\$5.33)

June 7, 1978

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

A motion to consider Item 8-o under Ordinances for First Reading was made by Councilman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-s.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978).

(Garage Attendant
(40 Hours)

Effective January 1, 1978		
1st year	2nd year	3rd year
Per Hour	Per Hour	Per Hour
\$4.32	\$4.55	\$4.87

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

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A motion to consider Item 8-p under Ordinances for First Reading was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-t.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978).

(Building Maintenance Worker
(35 Hours)

Effective January 1, 1978		
1st year	2nd year	3rd year
Per Hour	Per Hour	Per Hour
\$3.82	\$4.13	\$4.51

Maintenance Repairman
(35 Hours)

3.83	4.13	4.53
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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

A motion to consider Item 8-j under Ordinances for First Reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-u.

The City Clerk read AN ORDINANCE AMENDING SHEET #21 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED, SUPPLEMENTED AND READOPTED AS AN INTERIM ZONING ORDINANCE SO AS TO CHANGE CITY BLOCK #924 FROM A SECOND INDUSTRIAL TO A THIRD RESIDENCE DISTRICT.

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

A motion to remove from the Table "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977, (6-S & F-1) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR FIRE MEDICAL RECORDS COORDINATOR, AND TO CREATE THE TITLE AND SALARY RANGE FOR HEALTH INSURANCE BENEFIT CLERK, TYPING)," and consider it under Ordinances for First Reading was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-v.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-1) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR FIRE MEDICAL RECORDS COORDINATOR, AND TO CREATE THE TITLE AND SALARY RANGE FOR HEALTH INSURANCE BENEFIT CLERK, TYPING).

(Health Insurance Benefit Clerk, Typing	\$8,581. - \$10,236.)
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(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance Tabled May 17, 1978)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance

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is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 21, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO SECTION 23:5-13, RESERVED PARKING SPACES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further supplemented by adding thereto:

23:5-13, Reserved Parking Spaces.

Only persons with special vehicle identification cards issued by the State Division of Motor Vehicles pursuant to the provisions of Section 39:4-205, of the Revised Statutes of the State of New Jersey are allowed to park their cars, except during those hours when parking is specifically prohibited, upon the following streets or portions thereof:

ALEXANDER STREET:

East side, beginning 910 feet south of the southerly curblane of South Orange Avenue and extending 26 feet southerly therefrom.

BROAD STREET:

West side, beginning 112 feet south of the southerly curblane of Washington Place and extending 25 feet southerly therefrom.

COMMERCE STREET:

North side, beginning 37 feet west of the westerly curblane of McCarter Highway and extending 132 feet westerly therefrom.

GREEN STREET:

South side, beginning 44 feet east of the easterly curblane of Broad Street and extending 84 feet easterly therefrom.

JAMES STREET:

South side, beginning 35 feet west of the westerly curblane of Washington Street and extending 65 feet westerly therefrom.

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NORTH ELEVENTH STREET:

East side, beginning 144 feet south of the southerly curblane of Fourth Avenue and extending 25 feet southerly therefrom.

PROSPECT STREET:

West side, beginning 170 feet south of the southerly curblane of Lafayette Street and extending 30 feet southerly therefrom.

WASHINGTON PLACE:

Both sides, between Halsey Street and Washington Street.

WICKLIFFE STREET:

West side, beginning 58 feet north of the northerly curblane of Hampden Street and extending 25 feet northerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 12, CHAPTER 7, SECTION 27 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966), TO PROHIBIT THE USE OF COLORED LIGHTING IN MEAT ESTABLISHMENTS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY,
THAT:

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Section 1. Title 12, Chapter 7, §27 of the Revised Ordinances of the City of Newark, New Jersey (1966) is hereby amended to read as follows:

"12:7-27. Light and Ventilation.

Establishments regulated by this chapter shall have abundant light, both natural and artificial, of good quality and well distributed, and sufficient ventilation for all rooms and compartments to insure a sanitary condition. Artificial lighting used in establishments regulated by this chapter, including lighting of display windows, or other areas used to display products for sale, shall emit only standard white light, rather than colored light of any kind."

Section 2. All prior ordinances or parts or prior ordinances which relate to the above prohibition, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication, and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF PREMISES COMMONLY KNOWN AS 135 LIVINGSTON STREET, BLOCK 2550, LOT 18, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 135 Livingston Street,

Block 2550, Lot 18, be sold to The Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$2,500. pursuant to the provisions of N.J.S. 40A:12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval and disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND SECTION 3 OF "AN ORDINANCE TO IMPOSE A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK," ORDINANCE 6-S & F-m, JANUARY 4, 1978 TO REDUCE THE RATE IMPOSED FOR 1978 FROM THREE FOURTHS OF ONE PERCENT (.75%) TO ONE HALF OF ONE PERCENT (.50%) EFFECTIVE JULY 1, 1978.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST THE SALARY RANGE FOR SUPERVISOR OF ACCOUNTS, HEALTH AND WELFARE AND SUPERVISOR OF PATIENT ACCOUNTS, AND TO CORRECT THE SALARY RANGE FOR ALLERGY TECHNICIAN, PART-TIME).

(Supervisor of Accounts Health and Welfare	1978	\$9,010. - \$10,547.
Supervisor of Patient Accounts	1978	9,010. - 10,547.
Allergy Technician, Part-Time (2 hours per week)	1978	1,378. - 1,378.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Personnel Officer Veltri met with the Council May 16, 1978)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MS. ARIZONA SHOEMAKE, 790 BERGEN STREET, NEWARK, NEW JERSEY, PRESIDENT, BERGEN STREET BLOCK ASSOCIATION, addressed the Municipal Council requesting information as to why her area was excluded from Revenue Sharing issued to the South Ward for this year. The speaker asserted people in this area are taxpayers and no funds were made available for beautification of part of Bergen Street. The speaker indicated people in her area are upset about this unfair treatment.

Councilman James replied the Council personally has had no input with respect to the curbs and sidewalks and planting of trees. He has been in communication with Director of Engineering Zach and will have an answer for her within a short period of time. Director of Engineering Zach is being requested to make a physical study of the area and report to the Council with respect to this matter.

Councilman Tucker pointed out James White Manor has been petitioning the City for the last year and a half for new sidewalks and the net result is that sidewalks have not been installed. He noted when you come to Hawthorne Avenue the sidewalk stops and after Avon Avenue there are new sidewalks and planting of new trees which indicates a lack of planning.

Councilman Tucker said he will work together with Councilman James to assure this situation is corrected.

Mrs. Shoemaker also pointed out a City lot was given for a playground which her organization tried to renovate. However, a bulldozer came in and ripped up the sidewalks which were never repaired. She also noted there is a great deal of loitering of individuals on Bergen Street and Hawthorne Avenue and there is an exchange of drugs and other abuses occurring in the area.

Councilman James indicated Police Director Williams has been informed of these complaints and he trusted this will be discussed in detail at a later date.

President Harris congratulated Mrs. Shoemaker and the members of the Bergen Street Block Association for bringing these matters to the Council's attention and assured the speaker the Council is entirely supportive of her endeavors.

Councilman Carrino said the speaker had brought up a very vital point. He asserted the mini-parks and playgrounds set-up throughout the City for youngsters are being taken over by drunks and irreputable persons. He noted very few of these parks now have children in them because of the type of people occupying these parks.

Councilman Tucker said he has been made aware of this situation and he noted drinking is going on indiscriminately on City streets. He felt the laws with respect to this matter are not being enforced.

Councilman Giuliano stated he believed everyone of the mini-parks is an eyesore and a disgrace because of the types of people using them. He felt this was a terrible environment for our youngsters.

A motion directing the City Clerk to invite Superintendent of Department of Recreation and Parks Chavis, Business Administrator Buck and Police Director Williams to meet with the Council at the next special conference of the Municipal Council to discuss the use of playgrounds and mini-parks throughout the City was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris

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by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-b.

MR. GROVER ALMUSTAFA BYRON, 6 MARION AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council urging them to support an astrological department within City Hall.

President Harris suggested the speaker submit his suggestions to the Business Administrator.

6-HC-c.

MR. JOHN JOHNSON, EXECUTIVE VICE PRESIDENT, LOCAL 617, SERVICE EMPLOYEES INTERNATIONAL UNION AFL-CIO, CLC, 11 HILL STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to School Crossing Guards. He requested the Council to use their efforts to have Administration continue negotiations which have been broken off.

Councilman Tucker said it is his understanding negotiations have stopped temporarily awaiting determination to be made by PERC.

Councilman Tucker felt regardless of what PERC may determine, Administration should continue to negotiate. He questioned why Administration was not negotiating at this time.

At the request of President Harris, Jack Weiss, representing the Business Administrator, stated the City's position is that they are awaiting for the PERC determination. It is his understanding that Administration is preparing a response to the Council with respect to the historical background of these negotiations.

Councilman Tucker said he still felt the City should remain in negotiations until some sort of agreement is reached. He requested the Business Administrator be summoned to appear before the Council.

Councilman Giuliano said he agrees with Councilman Tucker that negotiations should continue. He felt the Council has backed the School Crossing Guards in the past and felt they had a right to do what they think is best for the Union.

President Harris said he felt Administration should continue their negotiations with the Union representing the School Crossing Guards. He noted the School Crossing Guards have been historically the "stepchildren" in the City of Newark in terms of the manner in which they have been treated. He felt they should be treated fairly.

At this point Business Administrator Buck appeared before the Council.

Councilman Tucker addressed the Business Administrator noting Administration has filed an unfair labor practice with respect to School Crossing Guards Union with PERC and Administration has indicated they are not negotiating until such time a determination

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is made by that body. He could not understand the logic for not continuing negotiations. He said in any event Administration will have to continue the negotiations with the union and could not understand why that is not being done now.

Business Administrator Buck replied at the initiation of negotiations it was agreed upon by both parties there would be certain ground rules. Included in these ground rules was an agreement there would be no dissemination to the newspapers of the negotiations as they progressed. There would be no demonstrations as we had in front of City Hall during working hours by those people involved in the bargaining process. These demonstrations developed to that point that these employees were not present at their appointed jobs. Negotiations reached the point where they were no longer fruitful and no progress was being made. Administration felt negotiations would not be fruitful until the unfair labor practice has been determined by PERC.

Councilman Tucker said he felt negotiations should be continuing at the present time. He noted PERC may take their time in submitting their determination and even when they do, Administration will have to sit down with the Union. He asked the Business Administrator why they cannot start negotiations now.

Business Administrator Buck replied he feels the better course is to negotiate after the determination is made by PERC. In that way both parties will understand that when ground rules are made they should be adhered to if we are going to make progress.

President Harris asked Business Administrator Buck if he had any idea how long this procedure will take with PERC.

Business Administrator Buck replied they should have a reply within two weeks.

President Harris said he is disturbed by the way the School Crossing Guards have been treated. First the Police Department did not want them and they were transferred to the Board of Education. The Board of Education didn't want them and now they are in the City's budget. He felt the School Crossing Guards were not being treated equitably.

Business Administrator Buck replied he wished to assure the Members of the Council that negotiations are being continued in an atmosphere wherein they are considering these people as desirable municipal employees.

Mr. Johnson said as chief spokesman for the Union, he feels the Business Administrator's comments are false. He alleged the reason why the City stopped negotiations was because the School Crossing Guards demonstrated in front of City Hall the day before elections. He said his Union was told the City would not continue negotiations because they tried to embarrass Administration on Election eve. He said the School Crossing Guards are concerned about the children of the City and felt the Business Administrator is not considerate of the people he represents.

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Councilman Tucker questioned President Harris if there is any way Council can contact PERC to get this resolved quickly.

President Harris replied he would have to consult with the Corporation Counsel's office to see whether the Council would be acting legally once the matter has been given by Administration to PERC.

Councilman James said he personally does not believe the Council can both be the arbitrator, negotiator and then approve it. He felt Administration should be aware the Council is not happy because the School Crossing Guards are being "bounced around" and there has been no settlement with respect to their negotiations. He said the Union leaders feel they are being harrassed and that Administration is employing Union busting tactics.

Business Administrator Buck said what concerned him greatly was that the demonstrations by the School Crossing Guards carried through their normal working hours and it was necessary to have the Police Department cover their posts for them.

Councilman James said he hopes Administration will hasten their negotiations with this Union so that this problem which has been long drawn out may be resolved.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING CONTRACT WITH VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER FOR TERM APRIL 1, 1977 TO MARCH 31, 1978 AND AUTHORIZING MAYOR TO ENTER INTO CONTRACT FOR PURPOSE OF IMPLEMENTING VINDICATE SOCIETY RESIDENTIAL TREATMENT CENTER PROJECT, 3RD YEAR; MAXIMUM AMOUNT OF CONTRACT FOR TWELVE MONTH PERIOD IS \$47,865. AND SAID FUNDS HAVE BEEN ENCUMBERED IN 1978 MUNICIPAL BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11(a)(1) et seq.)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, James, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino, Giuliano, Martinez.

7-R-b.

RESOLUTION APPROVING APPLICATION AND PLAN OF D.E. URBAN RENEWAL CORPORATION. A CORPORATION OF NEW JERSEY, FOR COMPLETION, MAINTENANCE AND OPERATION OF A PROJECT ON PREMISES 40-52 MARKET STREET, BLOCK 75, LOT 17, INCLUDING PORTIONS OF VACATED ARLINGTON STREET AND BRANFORD PLACE, WHICH IS MORE PARTICULARLY DESCRIBED IN SAID APPLICATION; GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS IN COMPLIANCE WITH AND SUBJECT TO PROVISIONS OF THE URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961.

June 7, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

(Executive Director Faiella of Newark Economic Development Corporation met with the Council June 7, 1978)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen.

Councilman Tucker requested Mr. Faiella, Executive Director of Newark Economic Development Corporation to explain this matter to the Council.

Mr. Faiella said he would like to discuss the salient points of this application. If this project had received full tax abatement, the 2% payment would have been at the \$9,000. level. The law requires they pay taxes on land and building prior to acquisition of the land and that figure which will be paid by the project, in this case, for the first five years is approximately \$22,600. about two and a half times the amount they would have normally paid if given full tax abatement. Through negotiations we have arranged for something less than a full 15 year tax abatement agreement. The developer has agreed as part of the application and agreement to pay this minimum figure of \$22,600. for a five year period and thereafter, pay full taxes if possible out of his net profits. This project is heavily financed. The first mortgage is through New York Life Insurance Company which was made contingent upon the granting of tax abatement and that this project is one that is owned and will be operated as a franchise of a national chain. Thus, the tax incentive is to the benefit of the individual and of course there is employment for individuals.

Councilman Tucker questioned Mr. Faiella as to the effect of receipt or non-receipt of the tax abatement with respect to the developer.

Mr. Faiella replied at this point the project has almost been completed. The first mortgage financing of approximately \$250,000. has not been closed, there has not been a closure of that loan pending a tax abatement so that the developer has over-estimated himself in terms of ability to pay. Construction has taken place but without the first mortgage he cannot pay his contractor. There is no doubt unless the first mortgage is given, and that is contingent on tax abatement, he will not be able to open his business and pay off his debts.

Councilman Tucker asked Mr. Faiella to explain to the Council why there has been a change in sites and what the developer has gone through because of this.

Mr. Faiella replied this originally started on another site, Urban Renewal land where there is some detailed work affected in terms of site plans and approval before the Planning Board. The Housing Authority because of other needs of development, mainly, in connection with Saint Benedict's High School, had to compel the developer

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to accept another site, one that probably is not the best site for this type of use. The developer had rather large expenses and was forced off the site and had to restart the process in terms of site approval, architectural work, etc.

Councilman Bottone said in order to justify his change in thinking on this matter from the last meeting, he is glad this pertinent information was brought forth and made part of the record. He hoped in the future important facts such as this should be brought to the attention of the Council in better chronological order so the Council is aware of what they are voting on.

Councilwoman Villani pointed out that contrary to popular misconception, this tax abatement is not being given to Burger King, the national chain. The abatement is being given to a franchisee, the gentlemen who has put his entire life savings into the project. She felt this individual should be entitled to the same privileges the Council has granted to larger corporations.

Councilman James felt the question before the Council is whether they grant tax abatement, how often and to whom. He agreed with the sentiments of Members of the Council that tax abatement could not be indiscriminately granted to every company that seeks to relocate in the City. He felt guidelines should be established upon receipt of the recommendation of the Mayor who recommends tax abatements. He pointed out this Council has granted tax abatements to Robert Treat Hotel, Engelhard Industries, Public Service, Ideal Toy Company and other similar businesses. In view of the fact we can grant tax abatement to these large corporations, he certainly believes where we have a Burger King franchise, which has already been built and was scheduled to open two weeks ago, the Council should not thwart the opening of this business. He trusted the Council would act favorably on this application and felt the Council has a need to set up guidelines when we are in receipt of any other tax abatements.

Councilman Carrino said we cannot blame the individual because of lack of planning by the City and he questioned Mr. Faiella if this tax abatement will only last five years.

Mr. Faiella replied it is a 15 year tax abatement. After the fifth year, if he is making a profit it provides that he pay out of the profits. If he is running at a loss, he will not be paying more than \$22,600.

Councilman Carrino felt this is not in reality a five year tax abatement. It is a 15 year tax abatement with a clause that after year five, he shows a profit, he must pay more. We all know how easy it is for a company not to be able to show profits. He

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felt there are other businesses who have been in the City of Newark for 30 years who could use a tax abatement as much as anyone else.

President Harris requested Mr. Faiella to state for the record what the bottom line figure is for the minimum amount of taxes this establishment will pay.

Mr. Faiella replied it will be \$22,673.01. The full taxes development costs of approximately \$400,000. excluding some machinery. If the ratio of \$9. were applied, the taxes in his estimation probably would not have exceeded \$31,000.

The motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-c.

RESOLUTION AMENDING SUBCONTRACT WITH MT. CARMEL GUILD FOR DELIVERY OF OTORHINOLARYNGOLOGICAL SERVICES TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) (RESOLUTION 7-R-da OCTOBER 5, 1977); EFFECTIVE OCTOBER 5, 1977 FOR PERIOD OF 12 MONTHS; AMOUNT PAYABLE SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE (ESTIMATED DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY-10,000 INDIVIDUALS). FUNDS DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977); NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT. (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AMENDING SUBCONTRACT WITH THE EYE INSTITUTE FOR PROVISION OF VISION CARE SERVICES TO ENROLLED MEMBERS OF THE NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), (RESOLUTION 7-R-s, JULY 13, 1977); EFFECTIVE JULY 13, 1977 FOR PERIOD OF 12 MONTHS; AMOUNT PAYABLE SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE (ESTIMATED DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY-10,000 INDIVIDUALS). FUNDS DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977); NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED

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TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT. (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AMENDING SUBCONTRACT WITH UNITED HOSPITALS OF NEWARK FOR PROVISION OF OTORHINOLARYNGOLOGICAL SERVICES TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), (RESOLUTION 7-R-cz, OCTOBER 5, 1977); EFFECTIVE OCTOBER 5, 1977 FOR PERIOD OF 12 MONTHS; AMOUNT PAYABLE SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE (ESTIMATED DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY-10,000 INDIVIDUALS). FUNDS DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977); NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT. (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$300. PAYABLE TO JAMES LONG, JR. AND EDWARD KROWAN, P.C., 310 ROUTE 46, ROCKAWAY, NEW JERSEY, IN FULL SETTLEMENT, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY THE CORPORATION COUNSEL FOR INJURIES SUSTAINED TO JAMES LONG, JR. WHILE CROSSING ELM ROAD AT PULASKI STREET WHEN HE TRIPPED AND FELL IN A HOLE ON ELM ROAD. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT AND AFTER BEING ASSIGNED OUT FOR TRIAL AND AFTER PRE-TRIAL DISCOVERY HAD BEEN COMPLETED AGREED TO ACCEPT SAID SUM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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1303

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT FROM MS. BLANCHE MASON AND ALLSTATE INSURANCE COMPANY IN THE AMOUNT OF \$560.62 IN FULL AND COMPLETE SETTLEMENT OF CLAIM; WHEREIN NEWARK POLICE OFFICER GEORGE DE POE WAS INVOLVED IN ACCIDENT AT CENTRAL AVENUE WITH VEHICLE DRIVEN BY MS. BLANCHE MASON; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO MS. MASON. (CITY OF NEWARK INSTITUED SUIT IN ESSEX COUNTY DISTRICT COURT TO RECOVER CITY'S DAMAGES OF \$707.50.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE IN BEHALF OF CITY OF NEWARK ANY AND ALL NECESSARY DOCUMENTS, UPON DELIVERY TO HIM SUM OF \$550., IN BEHALF OF CITY OF NEWARK IN ORDER TO DISCHARGE WORKMEN'S COMPENSATION LIEN AGAINST STANLEY MILEWSKI, POLICE OFFICER OF NEWARK WHO SUSTAINED PERSONAL INJURIES WHEN INVOLVED IN COLLISION DUE TO ALLEGED NEGLIGENCE OF DOROTHY MITCHELL. (MAY 19, 1976 WORKMEN'S COMPENSATION JUDGMENT WAS RENDERED BY WORKMEN'S COMPENSATION COURT IN BEHALF OF STANLEY MILEWSKI FOR SAID INJURIES; WORKMEN'S COMPENSATION LIEN WAS FILED AGAINST SAID TORT FEASOR IN SUM OF \$2,079.24 AND NEGLIGENCE SUIT FILED IN COUNTY SUPERIOR COURT AGAINST SAID TORT FEASOR AND PRIOR TO TRIAL BEING CONCLUDED PARTIES SETTLED SUM OF \$1,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$150. TO GUILLERMO CALA, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; IN FULL SETTLEMENT OF CLAIM WHEN MOTOR VEHICLE DRIVEN BY GUILLERMO CALA WHO WAS INVOLVED IN ACCIDENT WITH VEHICLE OWNED AND OPERATED BY CITY OF NEWARK THROUGH ITS EMPLOYEE. (INSTITUTED SUIT IN SMALL CLAIMS DIVISION OF ESSEX COUNTY DISTRICT COURT TO RECOVER DAMAGES TO HIS MOTOR VEHICLE IN AMOUNT OF \$354.)

June 7, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT FROM MICHAEL L. SENATORE AND HIS ATTORNEYS IN AMOUNT OF \$450. FOR DAMAGES TO TRAFFIC SIGNAL EQUIPMENT OWNED BY CITY OF NEWARK WHEN COLLISION OCCURED INVOLVING MOTOR VEHICLE DRIVEN BY GENE KNOTT AND MICHAEL L. SENATORE; GENE KNOTT WAS KILLED IN SAID COLLISION AND WAS AN UNINSURED DRIVER AND WAS PRIMARILY RESPONSIBLE FOR ALL DAMAGE ARISING OUT OF SAID COLLISION. (CITY OF NEWARK INSTITUTED SUIT AGAINST MICHAEL L. SENATORE AND GENE KNOTT TO RECOVER SAID DAMAGES IN AMOUNT OF \$760.32; MICHAEL L. SENATORE AGREED TO PAY SUM OF \$450. IN FULL SETTLEMENT).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE CONTRACT WITH ROSENBERG AND ASSOCIATES, 769 NORTHFIELD AVENUE, WEST ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE CERTIFIED SHORTHAND REPORTING SERVICES FOR PERIOD OF 12 MONTHS, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS; AMOUNT PAYABLE UNDER AFORESAID CONTRACT SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY; \$4,000. SHALL BE PAID FROM 1978 OPERATING BUDGETS OF VARIOUS DEPARTMENTS OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, 11 SCRAP VEHICLES, DIVISION OF MOTORS; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

June 7, 1978

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL \$5,467.14 OUTSTANDING WATER-SEWER CHARGES ON PROPERTIES WHICH CITY OF NEWARK HAS FORECLOSED PURSUANT TO IN REM FORECLOSURE, AS PER ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING TAX COLLECTOR TO ENTER INTO PARTIAL PAYMENTS AGREEMENTS WITH PROPERTY OWNERS, INDICATED ON ANNEXED LIST FOR INDICATED AMOUNTS, CONDITION UPON PROMPT PAYMENT OF ALL INSTALLMENT PAYMENTS ON DUE DATES; PURSUANT TO N.J.S.A. 54:5-65.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AMENDING RESOLUTION 7-R-be, JANUARY 18, 1978, CONTRACT WITH EAST WARD COMMUNITY CENTER, A NEW JERSEY CORPORATION, TO PROVIDE A BILINGUAL SECRETARIAL PROGRAM, BY INCREASING AMOUNT OF CONTRACT FROM \$46,800. TO \$49,800. AND DELETING SOURCE OF FUNDS FROM TITLE I TO TITLE III, (S.T.I.P.), ALL OTHER PROVISIONS REMAIN THE SAME AND NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AMENDING RESOLUTION 7-R-b1, SEPTEMBER 21, 1977, CONTRACT WITH EBON INTERNATIONAL, TO OPERATE A ON-THE-JOB TRAINING PROGRAM FOR 9 TRAINEES; BY EXTENDING TERM OF CONTRACT TO SEPTEMBER 30, 1978 INSTEAD OF APRIL 23, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

June 7, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AMENDING RESOLUTION 7-R-bd, JANUARY 18, 1978, CONTRACT WITH

START-UP TECHNICAL INSTITUTE, TO PROVIDE TRAINING FOR 26 TRAINEES IN ELECTRONICS ASSEMBLY, TO CHANGE SOURCE OF FUNDING FROM TITLE I TO TITLE III (S.T.I.P.); ALL OTHER PROVISIONS REMAIN THE SAME AND NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM CARTERET

SAVINGS & LOAN ASSOCIATION, OWNER OF PREMISES 19 NORTH 5TH STREET, BLOCK 1849, LOT 33, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF

OF CITY OF NEWARK WITH VOLPE SERVICE COMPANY, 148 VALLEY ROAD, WEST ORANGE, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-21, INSTALLATION OF NEW BOILER AND OIL BURNER UNIT AT 741 BROADWAY, NEWARK, FOR TOTAL SUM OF \$6,950., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN AMOUNT NOT TO EXCEED \$2,500.; FUNDS PROVIDED FOR BY DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 7, 1978

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH GUARDIAN FENCE COMPANY, INCORPORATED, 230 WRIGHT STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT 78-19, TWENTY FOOT HIGH CHAIN LINK FENCE AT IRONBOUND LITTLE LEAGUE BASEBALL FIELD, FOR TOTAL SUM OF \$13,950.40 IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED FOR FULFILL THE GOALS OF THIS PROJECT IN AMOUNT NOT TO EXCEED \$2,500.; FUNDS PROVIDED FOR BY GREEN ACRES OPEN SPACE PROGRAM OF 1971.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO ENTER INTO CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 65 BERGEN STREET, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR UNDER AFORESAID CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARDED FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, FOR CONTINUATION OF NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROJECT FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, IN SUM OF \$279,543.; TOTAL FUNDING \$499,748.; UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE(NEW PROGRAM FUNDS-\$279,453., REPROGRAMMED ACCRUALS-\$19,000., TOTALLING \$298,543.; CITY OF NEWARK-IN-KIND MATCH-\$201,205.); SAID RESOLUTION DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT THIS PROJECT'S ACTIVITIES.

June 7, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,500.

PAYABLE TO ELIZABETH GRIGGS AND HER ATTORNEY, RALPH B. SUSSMAN, AND CHECK IN AMOUNT OF \$500. PAYABLE TO HAROLD MATTHEWS AND HIS ATTORNEY, RALPH B. SUSSMAN, 55 WASHINGTON STREET, EAST ORANGE; SUBJECT TO RECEIPT OF A GENERAL RELEASE EXECUTED BY CLAIMANTS IN FAVOR OF CITY OF NEWARK AND THE POLICE OFFICERS INVOLVED, TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; WHEREIN ELIZABETH GRIGGS AND HAROLD MATTHEWS WERE ARRESTED BY NEWARK POLICE OFFICERS AND FILED CLAIMS AGAINST CITY OF NEWARK AND SAID POLICE OFFICERS INVOLVED PURSUANT TO N.J.S.A. 59:1-1, ET SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN

AMOUNT OF \$1,500. PAYABLE TO DENNIS TINSLEY AND PLANER AND KANTOR, HIS ATTORNEYS, UPON RECEIPT BY CORPORATION COUNSEL'S OFFICE OF THOSE DOCUMENTS REQUIRED; FOR INJURIES SUSTAINED TO MR. TINSLEY WHEN A DISCHARGE OF A PISTOL OF A NEWARK POLICE OFFICER ON OR ABOUT JANUARY 8, 1975 IN THE AREA OF 75 ORANGE STREET WHEN AN ALTERCATION AROSE BETWEEN DENNIS TINSLEY AND CERTAIN OTHER INDIVIDUALS. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION AND WHEN MATTER WAS CALLED FOR TRIAL, PLAINTIFF AGREED TO ACCEPT SAID SUM).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 7, 1978

1309

7-R-y.

RESOLUTION DESIGNATING 12TH AVENUE AND SOUTH 6TH STREET AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON SOUTH 6TH STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND NINETY DOLLARS (\$90.) TO MR. PURO E. PAIS FOR PEDDLER LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING AMENDING RESOLUTION 7-R-bp, JANUARY 18, 1978, PETTY CASH BY AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS FOR VARIOUS PETTY CASH FUNDS AND DESIGNATING CUSTODIANS FOR THESE FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH ESTEVES EXCAVATING INCORPORATION, 990 COLONIAL ROAD, FRANKLIN LAKES, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS (F.A.C.E.) RESURFACING OF VARIOUS STREETS IN AREA E-4 F.P.N.N.J. E-4, FOR TOTAL SUM OF \$184,998.46.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN AMOUNT NOT TO EXCEED \$2,500.; FUNDS PROVIDED FOR BY BOND ORDINANCE 6-S & F-c, AUGUST 5, 1970 AND 6-S & F-b, FEBRUARY 21, 1973, AS AMENDED BY BOND ORDINANCE 6-S & F-f, JUNE 6, 1973 (C.B.P.N. 79/170-72 THROUGH 79/192-72 AND 137-70).

(Copy of resolution and correspondence submitted to each Member of the Council)

June 7, 1978

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH HENRY MOSKOWITZ (THE JEWISH SENIOR CENTER OF IVY HILL) FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH HENRY MOSKOWITZ (THE JEWISH SENIOR CENTER OF IVY HILL), FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 250 MT. VERNON PLACE, NEWARK, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO THE CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JEWISH FEDERATION OF METROPOLITAN NEW JERSEY FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 19 ROSS STREET, NEWARK, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO THE CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH NEWARK HOUSING AUTHORITY (JAMES C. WHITE MANOR) FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NEWARK HOUSING AUTHORITY (JAMES C. WHITE MANOR) FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 516 BERGEN STREET, NEWARK, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

June 7, 1978

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH NEWARK HOUSING AUTHORITY

(SETH BOYDEN) FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NEWARK HOUSING AUTHORITY (SETH BOYDEN) FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 120 DAYTON STREET, NEWARK, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH NEWARK HOUSING AUTHORITY

(SCUDDER HOMES PROJECT) FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NEWARK HOUSING AUTHORITY (SCUDDER HOMES PROJECT) FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 69 LINCOLN STREET, NEWARK, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH NEWARK HOUSING AUTHORITY

(STEPHEN CRANE PROJECT) FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NEWARK HOUSING AUTHORITY (STEPHEN CRANE PROJECT) FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 900 FRANKLIN AVENUE, NEWARK, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

June 7, 1978

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b1.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH UNITED COMMUNITY CORPORATION - GOLDEN AGE PROJECT, FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH UNITED COMMUNITY CORPORATION - GOLDEN AGE PROJECT, FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 377 CLINTON AVENUE, NEWARK, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH TEMPLE B'NAI ZION (SHALOM ROBERTO CLEMENTE TOWERS COMMUNITY ROOM) FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH TEMPLE B'NAI ZION (SHALOM ROBERTO CLEMENTE TOWERS COMMUNITY ROOM) FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 75-95 CLINTON AVENUE, NEWARK, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH UNIFIED VAILSBURG SERVICE ORGANIZATION FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH UNIFIED VAILSBURG SERVICE ORGANIZATION FOR PERIOD JUNE 8, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITY AT 40 RICHELIEU TERRACE, NEWARK, RELEVANT TO NEWARK'S NUTRITION PROGRAM FOR THE ELDERLY - TITLE VII; NO COMPENSATION SHALL BE PAID TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

June 7, 1978

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE AN AMENDED EMERGENCY CONTRACT WITH CHEF'S SUPREME, INC., 821 CLINTON AVENUE, NEWARK, SECOND LOWEST BIDDER, FOR PROVISION OF REGULAR AND HISPANIC MEALS FOR TITLE VII NUTRITION PROGRAM FOR THE ELDERLY, IN AMOUNT OF \$1.449 PER MEAL, FOR TOTAL CONTRACT AMOUNT OF \$13,848.76 FOR PERIOD AUGUST 29, 1977 TO SEPTEMBER 9, 1977; FURTHER THAT ARTICLE IV, PAGE 5 OF THE CONTRACT BE DELETED IN ITS ENTIRETY AND AMENDING ARTICLE VII, PAGE 6, SECTION 9, PARAGRAPH TO READ "IN THE EVENT A CONTRACT IS EXTENDED ALL THE ORIGINAL TERMS WILL REMAIN IN EFFECT FOR THE EXTENDING PERIOD." (UNITED COMMUNITY CORPORATION, 449 CENTRAL AVENUE WAS LOWEST RESPONSIBLE BIDDER BUT DID NOT COMPLY WITH TERMS OF AFORESAID CONTRACT AND WAS TERMINATED EFFECTIVE AUGUST 26, 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$33. PAYABLE TO TIMOTHY RIKER, C/O INTEGRITY HOURSE, 103 LINCOLN PARK, NEWAR, FOR RETURN OF MONEY SIEZED FROM MR. RIKER AT THE TIME OF HIS ARREST IN NOVEMBER, 1976. (FILED A MOTION FOR RETURN OF MONIES IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION (CRIMINAL) IN THE AMOUNT OF \$53.63).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM (GRANT #02-H-000, 232-07-0), \$279,543.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE.

June 7, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO KAREN E. MOORE, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD MARCH 30, 1978 AND ENDING SEPTEMBER 30, 1978. (EDUCATIONAL - FIRST LEAVE BEGAN SEPTEMBER 29, 1976)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 48-50 AVON AVENUE, BLOCK 2668, LOT 16, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (ASPEN-STRATFORD APTS. CO.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION THE CITY-OWNED PROPERTY AT 56 UNIVERSITY AVENUE, NEWARK, NEW JERSEY, BLOCK 33, LOT 53, FOR A 1 YEAR PERIOD AT A MINIMAL RENTAL OF ONE THOUSAND TWO HUNDRED (\$1,200.) PER YEAR PURSUANT TO N.J.S.A. 40A:12-14(A). (RUSSO PACKING CO.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION APPOINTING JAMES S. DAVIS AND HERBERT R. CALLOWAY CONSTABLES FOR A TERM ENDING DECEMBER 31, 1978 AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

A motion to adopt the resolution was made by Councilman Bottone, seconded by

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Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs. RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED PROPERTIES NOT REQUIRED FOR GOVERNMENTAL PURPOSE, ON JUNE 30, 1978, AT 11:00 A. M., AT THOMM'S RESTAURANT, 80 PARK AVENUE, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING OF "EXHIBIT "A" AND NOTICE OF FURTHER MEETING, JULY 12, 1978, AT WHICH TIME THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW. (CITY OF NEWARK/TURNING THE CORNER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AMENDED CONTRACT WITH AARON FINKELSTEIN, M.D., FOR PERIOD JANUARY 1, 1978 TO MARCH 31, 1978, BY CHANGING AMOUNT OF CONTRACT FROM \$2,730. TO \$2,866.24, ARTICLE II OF THE CONTRACT, COMPENSATION AND METHOD OF PAYMENT, SECTION A, HOURLY RATE OF \$27.56 FOR EIGHT (8) HOURS PER WEEK; FURTHER AMENDING SECTION VII OF THE CONTRACT, INSURANCE. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bu. RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AMENDED CONTRACT WITH AARON FINKELSTEIN, M.D., FOR PERIOD APRIL 1, 1978 TO DECEMBER 31, 1978, BY CHANGING AMOUNT OF CONTRACT FROM \$8,190. TO \$8,598.72, ARTICLE II OF THE CONTRACT, COMPENSATION AND METHOD OF PAYMENT, SECTION A, HOURLY RATE OF \$27.56 FOR EIGHT (8) HOURS PER WEEK; FURTHER AMENDING SECTION VII OF THE CONTRACT, INSURANCE. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

June 7, 1978

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION APPROVING TERMS OF SETTLEMENT EMBODIED IN CONSENT ORDER, SUPERIOR COURT OF NEW JERSEY, NEW JERSEY STATE POLICEMEN'S BENEVOLENT ASSOCIATION, LOCAL NO. 3 OF NEWARK AND THE SUPERIOR OFFICERS' ASSOCIATION OF NEWARK VS. CITY OF NEWARK WITH RESPECT TO PAYMENT FOR COMPENSATORY TIME OFF FOR ACCUMULATED OVERTIME FOR RETIRING POLICE OFFICERS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH MOUNT CARMEL GUILD, INC., ONLY BIDDER, FOR PERIOD JUNE 8, 1978 AND TERMINATING OCTOBER 15, 1978, FOR SUM NOT TO EXCEED \$422,585.; WHEREIN MOUNT CARMEL GUILD, INC. WILL PERFORM A WORK EXPERIENCE SUMMER PROGRAM FOR YOUTH (NEWARK'S SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH) (SPEDY); SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AMENDING RESOLUTION 7-R-q, FEBRUARY 2, 1977, CONSULTANT SERVICE CONTRACTS WITH ANDRES, MICELI, WEED-\$20,700., COFFEY, LEVINE, BLUMBERG-\$127,000., RICHARD DATTNER AND ASSOCIATES-\$91,500., JOHN CIARDULLO ASSOCIATES-\$130,220. AND SYNTERRA LIMITED-\$70,000. FOR ENGINEERING SERVICES RENDERED IN CONNECTION WITH CONSTRUCTION OF R-6 PARK SITE (BOYLAN RECREATIONAL CENTER); AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO EXECUTE AMENDED CONTRACT WITH ARCHITECTURAL AND DESIGN FIRM OF COFFEY, LEVINE, BLUMBERG, 386 PARK AVENUE SOUTH, NEW YORK, NEW YORK, BY INCREASING AMOUNT OF COMPENSATION FROM \$127,000. TO

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\$143,650.; FUNDS AVAILABLE FROM CAPITAL IMPROVEMENT FUND, ORDINANCE 6-S & F-h, AUGUST 3, 1973, AS AMENDED. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5(1)(a) OF LOCAL PUBLIC CONTRACTS LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, SUMMER FOOD PROGRAM. \$1,445,175.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, WOMEN, INFANTS, AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM (CONTRACT #78-181), \$970,375.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM STATE OF NEW JERSEY, DEPARTMENT OF HEALTH, FOR PERIOD JANUARY 1, 1978 TO JUNE 7, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT FROM STATE OF NEW JERSEY, DEPARTMENT OF HEALTH, FOR PERIOD JUNE 8, 1978 TO JUNE 30, 1978, IN SUM OF \$215,201.; TO PROVIDE HEALTH SERVICES TO THE CITY OF NEWARK. (ADMINISTER A PLANNED HEALTH EDUCATION PROGRAM; CONTROL ACUTE COMMUNICABLE DISEASES; PROMOTE AND PROVIDE IMMUNIZATION; CONTROL TUBERCULOSIS; CONTROL VENEREAL DISEASE; PROVIDE HEALTH SUPERVISION FOR INFANTS AND

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PRESCHOOL CHILDREN; PROVIDE PUBLIC HEALTH OBSTETRICAL SERVICES AND PROVIDE HEALTH SERVICES FOR SCHOOL AGE CHILDREN).NO MATCH REQUIRED BY CITY AND DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, PUBLIC HEALTH PRIORITY FUNDING, \$215,201.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION ENDORSING LEGISLATION CO-SPONSORED BY REPRESENTATIVE JAMES J. HOWARD (D-3RD DISTRICT) TO PROVIDE HOME HEALTH CARE TO THE ELDERLY AS AN ALTERNATIVE TO INSTITUTIONALIZATION IN NURSING HOMES, BY AMENDING THE PRESENT MEDICARE LAW TO ALLOW FOR SAME, was made by Councilman Giuliano, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION REQUESTING THE NEW JERSEY BELL TELEPHONE COMPANY TO CEASE THE TRANSFER OF TELEPHONE POLES FROM REAR YARDS AND THEIR ERECTION IN STREET LINES IN FRONT OF HOMES IN FIRST, SECOND AND THIRD RESIDENTIAL DISTRICTS IN THE CITY OF NEWARK; FURTHER REQUESTING THE CITY CORPORATION COUNSEL TO INVESTIGATE THE AFOREMENTIONED WORK OF THE NEW JERSEY BELL TELEPHONE COMPANY AND TAKE WHATEVER STEPS ARE DEEMED NECESSARY, INCLUDING COURT ACTION, TO ABATE THIS ACTIVITY WHICH IS DETRIMENTAL TO THE INTERESTS OF THE RESIDENTS AND TAXPAYERS OF THE CITY OF NEWARK, was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-M-c.

A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO CONDUCT AN IMMEDIATE INSPECTION OF THE VESEY STREET FIREHOUSE TO DETERMINE THE JUSTIFICATION OF COMPLAINTS RELATING TO THE POOR CONDITION OF THE BUILDING AND ITS FACILITIES, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION DIRECTING A COMMUNICATION BE SENT TO HUD SECRETARY PATRICIA R. HARRIS REQUESTING A REVIEW OF HUD'S DECISION TO ALLOW NEWARK'S NEIGHBORHOOD HOUSING SERVICE PROGRAM TO USE HUD OWNED 715 ELIZABETH AVENUE, A ONE FAMILY RESIDENTIAL PROPERTY FOR OFFICE USE WHICH WOULD BE IN VIOLATION OF THE CITY OF NEWARK'S ZONING ORDINANCE; FURTHER CALLING SECRETARY HARRIS' ATTENTION TO THE FACT THAT MANY LOCAL RESIDENTS HAVE EXPRESSED DESIRE TO PURCHASE SUBJECT PROPERTY AND RESTORE IT TO NEWARK'S TAX ROLLS AS A TAX RATABLE. IT SHOULD ALSO BE NOTED THAT THERE ARE MANY OTHER MORE SUITABLE PROPERTIES AVAILABLE IN THE NEIGHBORHOOD HOUSING SERVICE PROGRAM TARGET AREA WHICH COULD BE UTILIZED, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-e.

A MOTION REQUESTING THE MANAGER OF THE DIVISION OF SEWERS TO TAKE IMMEDIATE STEPS TO RECTIFY THE DEPORABLE FLOODING CONDITIONS CAUSED BY CLOGGED AND REFUSE FILLED SEWERS IN THE SOUTH WARD INCLUDING THOSE IN THE AREA OF CLINTON AVENUE AND SOUTH 14TH STREET; FURTHER REQUESTING THE BUSINESS ADMINISTRATOR TO SUBMIT A PROMPT REPORT RELATING TO THE ACTION TAKEN TO ABATE THE AFORESAID SEWER PROBLEMS, was made by Councilman James, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED MAY 16, 1978, NOMINATING MS. DELORES WARREN, 53 KEER AVENUE, NEWARK, AS A MEMBER OF THE LOCAL ASSISTANCE BOARD, FOR A TERM ENDING DECEMBER 31, 1980. (TO COMPLETE THE UNEXPIRED TERM OF MS. SHIRLEY GREEN WHO RESIGNED).

June 7, 1978

(Copy of communication submitted to each Member of the Council)

(Ms. Warren met with the Council June 7, 1978)

A motion to confirm the nomination of Ms. Delores Warren, as a Member of the Local Assistance Board, for a term ending December 31, 1980, to complete the unexpired term of Ms. Shirley Green who resigned was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR EXECUTIVE ASSISTANT, OFFICE OF THE BUSINESS ADMINISTRATOR)."

(Executive Assistant
Office of the Business Administrator

\$18,940. - \$23,021.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject this ordinance was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:5-1, 23:5-2, AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON WARREN STREET AND COMMERCE STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 21, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:5-1, 23:5-2, AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON ORANGE STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 21, 1978 Calendar of the Municipal Council for first reading was made by Councilman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC REGULATIONS ON MARNE STREET, SAYRE STREET, AND SHERMAN AVENUE."

(Deleting Marne Street, Southbound, from Magazine Street to Ferry Street
Sayre Street, Eastbound, from Springfield Avenue to West Kinney
Street

Sherman Avenue, Southbound, from Parkhurst Street to Gillette Place
Adding Marne Street, Southbound, from Magazine Street to Wilson Avenue
Sayre Street, Southbound, from Springfield Avenue to West Kinney
Street

Sherman Avenue, Westbound, from Parkhurst Street to Gillette Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 21, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO GRANT AND EXECUTE

June 7, 1978

ON BEHALF OF THE CITY OF NEWARK AN EASEMENT AGREEMENT BETWEEN THE CITY OF NEWARK AND PINE CREST ACRES, INC. FOR THE PURPOSE OF PROVIDING ACCESS TO A LANDLOCKED PARCEL IN THE PEQUANNOCK WATERSHED."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Bottone, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 26, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING TO NEW JERSEY BELL TELEPHONE COMPANY, ITS ASSOCIATED AND ALLIED COMPANIES, IN PERPETUITY, AN UNDERGROUND EASEMENT FOR A RIGHT OF WAY 10' WIDE AND APPROXIMATELY 300' IN LENGTH IN BLOCK 5088, LOT 138, ON THE OFFICIAL TAX MAP FOR THE INSTALLATION OF A CONDUIT APPROXIMATELY 30" BELOW THE GROUND, BEING 26" WIDE AND 56" DEEP, UPON PAYMENT TO THE CITY OF NEWARK OF \$4,500. TOGETHER WITH THE COSTS OF PUBLICATION OF THIS ORDINANCE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this resolution and direct the City Clerk to request Administration review the entire matter to determine the possibility of the City receiving an additional annual user fee was made by Councilman Allen, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 26, 1978, ENCLOSING PROPOSED "ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Midblock Crosswalks - Section 23:12-1

On Bergen Street, 682 feet south of the southerly curbline of West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 21, 1978 Calendar of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

June 7, 1978

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 26, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Deleting Durand Street, Eastbound, from Mulberry Street to McCarter Highway
Hoyt Street, Southbound, from New Street to Warren Street
Orange Street, Westbound, from Orange Street to High Street
Pierson Place, Southbound, from Bank Street to Market Street
Rutgers Street, Northbound, from South Orange Avenue to West
Market Street
Searing Street, Northbound, from Warren Street to New Street
Sidney Place, Southbound, from West Market Street to Nelson Place
Summit Place, Westbound, from High Street to Lock Street
Wallace Street, Southbound, from West Market Street to South
Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 21, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 26, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SHEET #21 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED, SUPPLEMENTED AND READOPTED AS AN INTERIM ZONING ORDINANCE SO AS TO CHANGE CITY BLOCK #924 FROM A SECOND INDUSTRIAL TO A THIRD RESIDENCE DISTRICT."

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-u, on page 18 in the minutes of this meeting)

June 7, 1978

8-k. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 7, 1978, ENCLOSING PROPOSED "ORDINANCE CREATING AN EMERGENCY APPROPRIATION OF \$391,297. FOR DISALLOWED COSTS IN THE AUDIT OF SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH FOR THE PERIOD JUNE 3, 1974 THROUGH SEPTEMBER 30, 1974.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-o, on pages 13 and 14 in the minutes of this meeting)

8-l. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-j) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-p, on page 15 in the minutes of this meeting)

8-m. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-q, on page 16 in the minutes of this meeting)

8-n. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST RATES OF PAY AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)."

(Truck Driver, Civil Defense
(40 Hours)

Effective January 1, 1978		
1st year	2nd year	3rd year
Per Hour	Per Hour	Per Hour
\$4.56	\$4.91	\$5.33

(Copy of ordinance and correspondence submitted to each Member of the Council)

June 7, 1978

(For action on this Item, see Ordinance 6-F-r, on page 17 in the minutes of this meeting)

8-o. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)."

(Garage Attendant
(40 Hours)

<u>Effective January 1, 1978</u>		
<u>1st year</u>	<u>2nd year</u>	<u>3rd year</u>
<u>Per Hour</u>	<u>Per Hour</u>	<u>Per Hour</u>
\$4.32	\$4.55	\$4.87)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-s, on page 17 in the minutes of this meeting)

8-p. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)."

(Building Maintenance Worker
(35 Hours)

<u>Effective January 1, 1978</u>		
<u>1st year</u>	<u>2nd year</u>	<u>3rd year</u>
<u>Per Hour</u>	<u>Per Hour</u>	<u>Per Hour</u>
\$3.82	\$4.13	\$4.51

Maintenance Repairman
(35 Hours)

3.83 4.13 4.53)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-t, on page 17 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 8, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 (RENT CONTROL ORDINANCE) TO ADD A PROCEDURE FOR OBTAINING RENT SURCHARGES TO COVER THE COSTS OF REPAIRS."

June 7, 1978

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from May 9, 1978 to May 30, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels Parent Teachers Association	7526 (Amended)
Sacred Heart Cathedral School	7595 (Amended)
Sacred Heart Cathedral	7596 (Amended)
Our Lady of Mt. Carmel Church	7690 (Amended)
St. Casimir's Parent Teachers Association	7691 (Amended)
Holy Name Society - St. John's Catholic Church	7715

Senior Citizen #30 - South Ward Senior Citizens

RAFFLES LICENSE

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
The Newark South Ward Little League, Inc.	7693 (Amended)
St. Peter's Baptist Church	7713
St. Francis Xavier Roman Catholic Church	7714
Cana Club of Sacred Heart Church of Vailsburg	7716
Cana Club of Sacred Heart Church of Vailsburg	7717
Sacred Heart Church	7718
Parents Association of St. Benedict Elementary School	7719
Parents Association of St. Benedict Elementary School	7720
Clinton Memorial AME Zion Church	7721
Ironbound Youth Project	7722

June 7, 1978

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

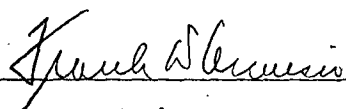
Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

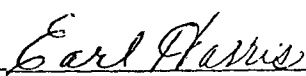
A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President



Newark, New Jersey, June 21, 1978

A regular meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 8:00 P. M., Wednesday, June 21, 1978, in the Council Chamber, City Hall, Newark, New Jersey.

At 8:30 P. M., City Clerk Frank D'Ascensio called the meeting to order and called the roll.

Present: City Clerk Frank D'Ascensio.

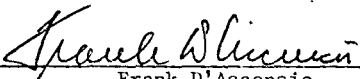
City Clerk Frank D'Ascensio announced we do not have a quorum and this meeting, in accordance with the Administrative Code, is adjourned to 8:00 P. M., June 26, 1978.

The City Clerk announced for the benefit of the people in the audience who have appeared to be heard at the public hearing on advertised Ordinances, this meeting is adjourned to 8:00 P. M., Monday, June 26, 1978, at which time they may appear to address the Municipal Council.

City Clerk: This meeting stands adjourned to 8:00 P. M., Monday, June 26, 1978.

This meeting adjourned at 8:32 P. M.

APPROVED:



Frank D'Ascensio

City Clerk

Newark, New Jersey, June 26, 1978

June 26, 1978

An adjourned meeting of the June 21, 1978 regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend John Harry Grimsley, Gospel Tabernacle Holiness Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Sergeant Anthony Valente, Sergeant-at-Arms.

(Councilman Tucker and Councilwoman Villani arrived at 8:15 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 13, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF APRIL, 1978.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

4-b. The City Clerk presented ANNUAL REPORT OF DEPARTMENT OF RECREATION AND PARKS, FOR THE YEAR 1977.

A motion that the Annual Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Allen and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

June 26, 1978

/4-c.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF MAY, 1978.

A motion to approve Report of Contracts Awarded was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

/4-d.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF APRIL, 1978, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Giuliano, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

/4-e.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-S, FOR PERIOD ENDING MAY 5, 1978; INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING MAY 12, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-S, FOR PERIOD ENDING MAY 19, 1978 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-6 AND HCDA, FOR PERIOD ENDING MAY 26, 1978; ALSO INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING MAY 5, 1978; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS R-6 AND R-32, FOR PERIOD ENDING MAY 12, 1978; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING MAY 19, 1978 AND PERIOD ENDING MAY 26, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

/4-f.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY THROUGH APRIL, 1978.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

4-g.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH
AND WELFARE, FOR THE MONTH OF ~~APRIL~~ May, 1978.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURNS ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park,

7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

June 26, 1978

/6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

/6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

/6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET.

(West on Raymond Boulevard to South on Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

June 26, 1978

1333

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS A ONE-WAY STREET.

(Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

June 26, 1978

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(University Avenue and Warren Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman

Giuliano, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH TENTH STREET AS A ONE-WAY STREET.

(Deleting South 10th Street, Southbound, from Avon Avenue to Clinton Avenue

Adding South 10th Street, Southbound, from Springfield Avenue to Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

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6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING ALDINE STREET AS A ONE-WAY STREET.

(Deleting Aldine Street, Southbound, from Clinton Place to Chancellor Avenue
Addine Aldine Street, Southbound, from Bragaw Avenue to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1 AND 23:5-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON CAMP STREET.

(Section 23:2-1 - One-Way Street

Deleting Camp Street, Eastbound, from Broad Street to
Mulberry Street

Adding Camp Street, Eastbound, from Broad Street to Orchard
Street

Section 23:5-1 - Parking Prohibited at All Times

Adding Camp Street, South Side, from Orchard Street to
Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

June 26, 1978

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1, 23:5-2 AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON WARREN STREET AND COMMERCE STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1, 23:5-2 AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON ORANGE STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC REGULATIONS ON MARNE STREET, SAYRE STREET AND SHERMAN AVENUE.

(Deleting Marne Street, Southbound, from Magazine Street to Ferry Street

Sayre Street, Eastbound, from Springfield Avenue to West Kinney Street

Sherman Avenue, Southbound, from Parkhurst Street to Gillette Place

Adding Marne Street, Southbound, from Magazine Street to Wilson Avenue

Sayre Street, Southbound, from Springfield Avenue to West Kinney Street

Sherman Avenue, Westbound, from Parkhurst Street to Gillette Place)

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(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

6-F-o.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Midblock Crosswalk

On Bergen Street, 682 feet south of the southerly curblin of West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

6-F-p.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Durand Street, Eastbound, from Mulberry Street to McCarter Highway

Hoyt Street, Southbound, from New Street to Warren Street

Orange Street, Westbound, from Orange Street to High Street

Pierson Place, Southbound, from Bank Street to Market Street

Rutgers Street, Northbound, from South Orange Avenue to West Market Street

Searing Street, Northbound, from Warren Street to New Street

Sidney Place, Southbound, from West Market Street to Nelson Place

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Summit Place, Westbound, from High Street to Lock Street

Wallace Street, Southbound, from West Market Street to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Allen, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, President Harris.

(Councilman Tucker and Councilwoman Villani arrived at 8:15 P. M.)

A motion to consider Item 8-b on this Calendar under "Ordinances on First Reading" was made by Councilman Allen, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-q.

The City Clerk read AN ORDINANCE AMENDING "BOND ORDINANCE APPROPRIATING \$1,175,098. AND AUTHORIZING THE ISSUANCE OF \$1,175,098. BONDS OR NOTES OF THE CITY FOR VARIOUS CAPITAL IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY," FINALLY ADOPTED NOVEMBER 14, 1977.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck met with the Council June 25, 1978)

A motion to adopt the ordinance on first reading was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

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A motion to consider Item 8-c on this Calendar under "Ordinances on First Reading" was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-F-r. The City Clerk read CAPITAL ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, AUTHORIZING THE APPROPRIATION OF \$4,896,000.00 FOR THE "PUMPING STATION."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 7, ARTICLE 1, SECTION 2:7-3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY ENTITLED "FISCAL ADVISORY BOARD."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Title 2, Chapter 7, Article 1, Section 2:7-3 (Fiscal Advisory Board) of the Revised Ordinance of the City of Newark be amended to read as follows:

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There shall be a Fiscal Advisory Board within the Department of Finance. The board shall consist of 9 citizens of broad experience and recognized knowledge of financial policy. The members of the board shall be appointed by the Mayor to serve, without compensation, for a term of 2 years. The board shall advise the appropriate officials of the Newark city administration with respect to the planning, management and marketing of all city indebtedness. It shall have the right and power to request any pertinent data and/or have prepared for its use by the proper administration officers such material as it may deem necessary to properly formulate its recommendation to the appropriate officials. The board shall have access to all accounts and books of record of the City of Newark, as they relate to financial policies and practices of fiscal management, at reasonable times.

Section 2. Adoption of this ordinance shall act as a repealer of all ordinances of the City of Newark which are inconsistent or in conflict therewith.

Section 3. This ordinance shall take effect upon passage and advertising according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE MAYOR AND THE EXECUTIVE DIRECTOR OF MPDO/CDA TO ENTER INTO DISPOSITION AGREEMENT WITH THE NEWARK HOUSING AUTHORITY IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, THIRD ACTION YEAR.

WHEREAS, the City of Newark has made application for a grant under Title I of the Housing and Community Development Act of 1974 (USC 5301 P.L. 93-383) for assistance in Housing and Community Development activities for the City of Newark, as authorized by the Newark Municipal Council (by 7-Rby-011977); and

WHEREAS, the Housing Authority of the City of Newark, pursuant to statutes of the State of New Jersey and appropriate ordinances of the City of Newark has been heretofore duly designated as the agency for the purpose of carrying out land acquisition and clearance, relocation, land disposition and other related activities pursuant to statutes and ordinances of the State of New Jersey and the City of Newark; and

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WHEREAS, the Mayor and the Executive Director of the Mayor's Policy and Development Office/Community Development Administration (hereinafter referred to as MPDO) desire to enter into an agreement with the Housing Authority of the City of Newark for the provision of various services required under the disposition program of the Third Action Year, commencing June 1, 1978 and ending July 1, 1979.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Housing Authority of the City of Newark be and is hereby designated, constituted, authorized and empowered to act as the disposition agency in and for the City of Newark and throughout the limits thereof for the purpose only of carrying out disposition functions and activities pursuant to the requirements of the agreement described in Section 2 of this Ordinance.

Section 2. That the Mayor and the Executive Director of MPDO are hereby authorized to enter into the Disposition Agreement, Third Action Year, with the Housing Authority of the City of Newark for the provision of various services required under the disposition programs of the Third Action Year, pursuant to the Housing and Community Development Act of 1974. A copy of said agreement is annexed hereto and made a part hereof.

Section 3. The term of performance of this agreement shall be from June 1, 1978 to July 1, 1979.

Section 4. An executed copy of the aforesaid agreement shall be filed with the Office of the City Clerk by the Mayor.

Section 5. This Ordinance shall take effect after final passage and publication in accordance with law.

Section 6. No City funds are required to effectuate this agreement.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 26, 1978

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977, AND AMENDED THERETO. (TO CREATE THE POSITION, "SYSTEMS PROGRAM MANAGER" - NC4 IN THE POLICE DEPARTMENT)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Police Department and establishing salaries therefor." (6S&Fk) adopted May 4, 1977, be and the same is hereby amended by creating the following position and establishing the minimum and maximum salaries, title code, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Systems Program Manager - NC4 153904	\$ 16,369	\$ 19,887

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

President Harris: The yeses are eight and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE CREATING AN EMERGENCY APPROPRIATION OF \$391,297.00 FOR DISALLOWED COSTS IN THE AUDIT OF SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH FOR THE PERIOD JUNE 3, 1974 THROUGH SEPTEMBER 30, 1974.

WHEREAS, the Regional Office Employment and Training Administration determined that \$391,297.00 be considered disallowed cost for the SPEDY Program 1974, City of Newark, and

WHEREAS, the Regional Office Employment and Training Administration requested payment on March 1, 1978 and no adequate provision was made in the 1978 budget for the aforesaid purpose and N.J.S.A. 40A: 4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriation created including the appropriation to be created by this ordinance is \$391,297.00 and three percent of the total operating appropriation in the budget for 1978 is\$5,664,553.48

NOW, THEREFORE, BE IT ORDAINED (not less than two thirds of all members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A: 4-45.3 (c) petition be made to the Local Finance Board for the creation of an appropriation set forth in the preamble hereof in accordance with the following:

1. An emergency appropriation be and the same is hereby made for:

Unclassified - Purposes

Disallowed Cost - 1974 SPEDY Program

in the amount of\$391,297.00

2. That said emergency appropriation shall be provided for in full in 1979 budget.
3. That the statement required by the Local Finance Board has been filed with the Clerk and a copy thereof will be transmitted to the Local Finance Board.
4. That three certified copies of this ordinance be filed with the Local Finance Board.
5. This ordinance shall take effect after approval of the Local Finance Board and final passage.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-j) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 5 of an ordinance entitled, "An ordinance creating positions in the Department of Public Works and establishing salaries therefor," (6S&Fj) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to adjust the hourly pay rates to be effective January 1, 1978 as follows, to wit:

POSITION	EFFECTIVE JANUARY 1, 1978		
	1ST YEAR PER HOUR	2ND YEAR PER HOUR	3RD YEAR PER HOUR
Assistant Garage Foreman (40 hrs.) 093140	\$ 4.38	\$ 4.56	\$ 4.81
Building Maintenance Worker (35 hrs.) 181120	3.82	4.13	4.51
Garage Attendant (40 hrs.) 093260	4.32	4.55	4.87
Laborer (40 hrs.)			
Motors 999048	3.96	4.26	4.64
Sewers 999038	3.96	4.26	4.64
Streets & Sidewalks 999033	3.96	4.26	4.64
Traffic & Signals 999032	3.96	4.26	4.64
Laborer, Public Property (35 hrs.) 999022	4.02	4.51	4.99
Senior Garage Attendant (40 hrs.) 093250	4.49	4.71	4.94
Senior Maintenance Repairman (40 hrs.) 044290	4.56	4.88	5.28
Senior Maintenance Repairman Mason (40 hrs.) 044340	4.56	4.88	5.28
Sewer Equipment Operator (40 hrs.) 092760	4.81	5.13	5.58
Sewer Repairman (40 hrs.) 074150	4.56	4.88	5.28
Truck Driver (40 hrs.) 091030	4.56	4.91	5.33

Section 2. That Section 6 of the aforementioned ordinance is hereby also amended as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE JANUARY 1, 1978</u>		
	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Bulldozer Operator Disposal Area (40 hrs.) 999051	\$ 4.81	\$ 5.13	\$ 5.58
Dispatcher (40 hrs.) 634080	4.56	4.91	5.33
Laborer Refuse Collection (40 hrs.) 999026	4.13	4.44	4.87
Laborer - Light Street Cleaning (40 hrs.) 020110	3.77	4.02	4.26
Laborer - Motor Broom (40 hrs.) 999027	3.82	4.13	4.51
Motor Broom Driver (40 hrs.) 999058	4.64	5.04	5.38
Truck Driver - Sanitation (40 hrs.) 091030	4.56	4.91	5.33

Section 3. That Section 9 of the aforementioned ordinance is hereby also amended as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE JANUARY 1, 1978</u>		
	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Chlorine Operator (40 hrs.) 055590	\$ 4.13	\$ 4.44	\$ 4.87
Chief Guard, Watershed (40 hrs.) 332010	4.49	4.71	4.94
Laboratory Assistant, Water (40 hrs.) 999025	4.13	4.44	4.87
Guard Watershed (40 hrs.) 332030	3.96	4.26	4.64
Laborer, Water (40 hrs.) 999028	3.96	4.26	4.64
Maintenance Repairman (40 hrs.) 044410	3.83	4.13	4.53
Pitometerman (40 hrs.) 055570	4.13	4.51	4.94
Truck Driver, Water (40 hrs.) 091030	4.56	4.91	5.33
Senior Maintenance Repairman (40 hrs.) 044290	4.56	4.88	5.28

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<u>POSITION</u>	<u>EFFECTIVE JANUARY 1, 1978</u>		
	<u>1ST YEAR</u> <u>PER HOUR</u>	<u>2ND YEAR</u> <u>PER HOUR</u>	<u>3RD YEAR</u> <u>PER HOUR</u>
Water Meter Repairman (40 hrs.) 053240	\$ 4.56	\$ 4.88	\$ 5.28
Water Repairman (40 hrs.) 054200	4.56	4.88	5.28

Section 4. All prior ordinances inconsistent with the above are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-1) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945 TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2 of an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor". (6S&F1) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to adjust the hourly pay rates to be effective January 1, 1978 as follows, to wit:

POSITION	EFFECTIVE JANUARY 1, 1978		
	1ST YEAR PER HOUR	2ND YEAR PER HOUR	3RD YEAR PER HOUR
Building Maintenance Worker (35 hours) 181120	\$ 3.82	\$ 4.13	\$ 4.51
Dispatcher (40 hours) 634080	4.56	4.91	5.33
Gardener (40 hours) 154050	3.96	4.26	4.64
Laborer, Parks & Grounds (40 hours) 999043	3.96	4.26	4.64
Park Caretaker (40 hours) 151250	3.96	4.26	4.64
Tree Climber (40 hours) 152110	4.26	4.56	4.81
Truck Driver, Department Recreation & Parks (40 hours) 091030	4.56	4.91	5.33

Section 2. All prior ordinances inconsistent with the above are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST RATES OF PAY AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)

June 26, 1978

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1(e) Civil Defense of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to adjust the salary rate effective January 1, 1978 as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE JANUARY 1, 1978</u>		
	<u>1ST YEAR</u>	<u>2ND YEAR</u>	<u>3RD YEAR</u>
	<u>PER HOUR</u>	<u>PER HOUR</u>	<u>PER HOUR</u>
Truck Driver, Civil Defense (40 Hours) 999306	\$ 4.56	\$ 4.91	\$ 5.33

Section 2. All prior ordinances inconsistent with the above are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NONUNIFORMED) AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945, TEAMSTERS, EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977 as amended and supplemented, be and the same is hereby amended to adjust the salary rate effective January 1, 1978 as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE JANUARY 1, 1978</u>		
	<u>1ST YEAR</u> <u>PER HOUR</u>	<u>2ND YEAR</u> <u>PER HOUR</u>	<u>3RD YEAR</u> <u>PER HOUR</u>
Garage Attendant (40 hours) 093260	\$ 4.32	\$ 4.55	\$ 4.87

Section 2. All prior ordinances inconsistent with the above are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES AS PER AGREEMENT WITH LOCAL 945 TEAMSTERS EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1978)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health & Welfare and establishing salaries therefor", (6S&Fm) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE JANUARY 1, 1978</u>		
	<u>1ST YEAR</u> <u>PER HOUR</u>	<u>2ND YEAR</u> <u>PER HOUR</u>	<u>3RD YEAR</u> <u>PER HOUR</u>
Building Maintenance Worker (35 Hours) 181120	\$ 3.82	\$ 4.13	\$ 4.51
Maintenance Repairman (35 Hours) 044410	3.83	4.13	4.53

Section 2. All prior ordinances inconsistent with the above are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SHEET #21 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED, SUPPLEMENTED AND READOPTED AS AN INTERIM ZONING ORDINANCE SO AS TO CHANGE CITY BLOCK #924 FROM A SECOND INDUSTRIAL TO A THIRD RESIDENCE DISTRICT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Sheet #21 of the Zoning District Map of Title 27, Zoning (R.O. 27:2-2) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, supplemented and readopted as an interim Zoning ordinance be amended so that all that certain tract of land designated as City Block #924 on the Official Tax Map and Tax Duplicate of the City of Newark (1977) is hereby changed from a Second Industrial to a Third Residence district.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FIRE AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-1) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR FIRE MEDICAL RECORDS COORDINATOR, AND TO CREATE THE TITLE AND SALARY RANGE FOR HEALTH INSURANCE BENEFIT CLERK, TYPING)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire and establishing salaries therefor," (6S&F1) adopted May 4, 1977 be amended to delete the title of Fire Medical Records Coordinator, the title code, and the annual minimum salary range and the annual maximum salary range therefor, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Fire Medical Record Clerk 191109	\$ 8,581	\$ 10,236

Section 2. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire and establishing salaries therefor," (6S&F1) adopted May 4, 1977, be and the same is hereby amended to create the following title, title code, annual minimum and annual maximum salary range as follow, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Health Insurance Benefit Clerk, Typing, 191109	\$ 8,581	\$ 10,236

Section 3. All ordinances or parts of prior ordinances which are inconsistent herewith, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on

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second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Carrino, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Giuliano.

Not Voting: Councilman Bottone.

President Harris: The yeses are seven, the no is one and one not voting.

- This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND SECTION 3 OF "AN ORDINANCE TO IMPOSE A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK," ORDINANCE 6-S & F-m, JANUARY 4, 1978 TO REDUCE THE RATE IMPOSED FOR 1978 FROM THREE FOURTHS OF ONE PERCENT (.75%) TO ONE HALF OF ONE PERCENT (.50%) EFFECTIVE JULY 1, 1978.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to amend this ordinance by changing the effective date to April 1, 1978 was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

President Harris: The City Clerk is hereby authorized and directed to advertise said ordinance, as amended, as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on July 12, 1978.

HEARINGS OF CITIZENS.

A motion to permit Mrs. Catherine McNeil to address the Municipal Council under "Hearings of Citizens" was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-a. MRS. CATHERINE MCNEIL, 391 SOUTH 10TH STREET, NEWARK, NEW JERSEY, stated Fourteenth Avenue School is being stripped of their Vice Principal and it would be utterly impossible for one administrator to implement all of the programs and take care of that building in its present condition. Mrs. McNeil urged the Municipal Council to assist in this matter.

A motion to permit Mr. Carl Sharif, President, Board of Education, to address the Municipal Council under "Hearings of Citizens" was made by Councilman James, seconded by Councilman Giuliano and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

6-HC-b. MR. CARL SHARIF, PRESIDENT, BOARD OF EDUCATION, 46 WILBUR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council regarding actions of the Board of Education, actions being discussed by the Board of Education and requests for Council intervention. He apprised these actions are not before the Policy Board for consideration. There are certain actions being considered by the Board Administration. Once those are finalized, he is certain the Executive Superintendent of Schools will bring them before the Policy Board for consideration. Mr. Sharif asked if the Council Members have particular concerns regarding these issues, that they please avail themselves of the official channels, the people of the Board of Education who are in authority and who have under State Law the responsibility for making educational decisions. The recommendations themselves, as well as the logic rationale and criteria for those recommendations can easily be made available to the Council and, as President of the Board of Education, he can guarantee that they will be made available to the Council. The Council's queries will be responded to quickly. If meetings are required for purposes of the Council becoming familiar with the circumstances, they can be arranged quickly and held with whomever necessary.

Mr. Sharif recalled about a year ago Members of the Council called for the resignation of a number of Board Members. At that time, they had hoped that where there are some differences of opinion between the Municipal Council and the Board of Education that for the sake of the citizens of the City of Newark, there would be two bodies of

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officials sitting for two major public institutions for this City, able to discuss these issues between themselves without discussing them publicly and in the press. Mr. Sharif implored that in this situation they take that route if the Council does have questions to raise. Hopefully as they go forward in the years to come, particularly during the next four years, they can view these four years as years where there could be cooperation and some agreement in the direction they ought to be moving in as it concerns education in the City.

Mr. Sharif continued it is difficult to manage a mammoth education system with 10,000 employees and 67,000 students if they are not permitted to make decisions. If they are expected to change their course of planning with every protest to every decision they make, he can guarantee there will be spotty results on behalf of the students. The Council has indicated they want improvement. They have indicated they are willing to do what is required even though very often that is difficult. No change of any system of any kind which has suffered years of deterioration will come easily. No change of any such system will meet with the approval of everyone. Mr. Sharif felt they can full well expect to have disagreement but before disagreement turns to controversy between officials in a City that is moving forward, they should meet to discuss concerns. They will arrange a meeting if the Members of the Municipal Council see it as fitting and necessary.

Councilman Carrino asked if, according to the rumors, this change was going to be voted on sometime this week.

Mr. Sharif replied there is nothing on the Board of Education agenda for either tomorrow's meeting or for Thursday's meeting on this issue.

Councilman Carrino declared that does not answer his question. He related he was going to make a motion condemning that action because he was under the impression the Board of Education was going to vote on it this week. Councilman Carrino indicated he would be most willing to sit down at any time to discuss this matter. He received many telephone calls from teachers and parents. What Mr. Sharif is doing here tonight is "very constructive." It is a shame it was not done several weeks ago. Councilman Carrino said he realizes whatever decision is finally voted on by the Board of Education, rests strictly with the Board of Education, but it is good to know people in the Board of Education understand the Council's problem as elected officials.

Mr. Sharif indicated they will make arrangements to do that immediately and to involve as many people in it as possible. He said he put the query before parents at Morton Street School and Putman Street School with whom he met for 1½ hours today and it was very difficult to sit there and undergo incredible abuse about the problems

of the system and to be told they are responsible for correcting the abuse. In every single instance where a change is recommended involving changing individuals, moving people, it is resisted vigorously and therefore it leaves one to question would people prefer they do nothing at all, yet demand they make corrections. Mr. Sharif contended to put that kind of yoke around the neck of anyone who is legally responsible is asking too much of leadership. He reiterated they will discuss the matter with the Council and community, as they did today, and with all parties that come to them. They are not unwilling to respond to anything. They will answer all questions openly and candidly. All they ask is the opportunity to do that prior to an organized effort and castigation.

Councilman Carrino hoped the whole process is not being done to remove incompetent people from one area to another. He opined, as a Councilman and an educator, he would rather see any administrator found "incompetent" fired, rather than shifted to another school. If there is an overall rationale, that is fine, but he would rather see a Principal or Vice Principal fired than shuffled to another community.

Mr. Sharif responded judgments of incompetence have not been made. There is an evaluation procedure and the individuals who will be removed are not being removed as a result of having been judged incompetent. If anyone has information to bring to their attention to point out incompetence, they will clearly and happily, if it is solid documental information, be prepared to move in the direction which Councilman Carrino suggested. He prefers that proven incompetence be removed as opposed to recycled.

Councilman Allen stated he received many calls in reference to this matter. He agreed with Councilman Carrino that people who are incompetent should be fired, not shuffled to another school. The final decision should be made in the best interest of the City of Newark so that they could have a good educational system in the City of Newark.

Councilman Bottone referred to Mr. Sharif's statement that the Board of Education will let the Council know of its decision before they vote. He would like that meeting set up as soon as possible because he, too, received numerous calls and already sat with a few of the people mentioned to be transferred. Councilman Bottone cited one particular individual who has done a commendable job in a very rough school and then to see the same person removed because he did a good job, he would like to know why and the rationale behind it. Councilman Bottone hoped this meeting will be set up as expeditiously as possible because this issue is a real "hot potato" and must be resolved as soon as possible.

Councilman Giuliano concurred with Councilmen Carrino and Bottone. He declared it is not fair to remove dedicated and loyal employees at random. Of course there are

two sides to the story. This matter should be resolved as soon as possible.

Councilman James concurred with Councilman Carrino. He was most appreciative of the fact Mr. Sharif was here to advise the Council. He further agreed if somehow the Municipal Council had been apprised earlier and perhaps even shared in decision-making prior to the announcement which appeared in today's Star Ledger, perhaps they would have been able to diffuse the situation somewhat better. He views the Council's role as primarily one of funding and secondly a citizen concerned with quality education. His concern would be that the Board of Education has a definitive plan as opposed to how they would implement that, because he believes the Board of Education as an autonomous body, has the final responsibility for educating our children. Allegedly the South and Central Wards have been hit the most by the transfers. There are serious questions about some of the personnel being mentioned.

Councilman James said the Councilmen's telephones have been ringing and they have received petitions from various schools. There are many questions being posed. Councilman James hoped that in a meeting being suggested between the Municipal Council and the Board of Education that the Council be presented a definitive plan, which Mr. Sharif indicated is available.

Councilman James continued there is another serious question that Councilman Bottone suggests, with which all of the Council Members would agree. If changes are to be the forerunner for progress and they all accept that hypothesis, how then do they remove those Principals from schools, which according to the Board of Education records, have demonstrated excellence in providing quality education, and those administrators not only received satisfactory ratings but excellent ratings. Councilman James reiterated he hopes the plan is a definitive one and not a select view. He pledged wholeheartedly to work with Mr. Sharif in order to assure the end result will be that all our children will have a quality education. Councilman James hoped this plan would not only be privileged to Members of the Municipal Council but he believed the public and PTA should also be in receipt of a plan. The more lines of communication they may open up, the more people who are involved in this decision, then they can rest assured it will be one that can hold water, one that the community will accept and one that children will benefit by. Councilman James further hoped the Council will be in receipt of a meeting date when the Board of Education will address itself to the matter so that several Members of the Council could be in attendance to provide feedback which is being requested.

Mr. Sharif requested the Council not to let political considerations block

needed changes in the school system. He stressed the importance for them to work together. The Board of Education will retain its legal authority to make the final decision on the matter. Mr. Sharif reiterated they will have discussion, explain plans to the Council, and will review the rationale upon which these plans rest. The decisions must and will rest with the Board of Education. It is clear there is no way to be absolutely fair with everyone at the same time when making a decision that involves many people, but if they permit themselves, as leaders, to be stymied from making the decision in a quest to place every single individual, then they have stepped outside all notions of democracy which speak for the good of the majority. Their decisions speak for the good and educational progress of the majority. If they can reduce the number of people affected, they will have made progress.

Councilman Martinez commended Mr. Sharif for coming here tonight. They are speaking about changes, being productive; logical and rational. He can only go by instances he has seen personally in various schools which affect various administrators. Councilman Martinez pointed out statistics show schools in the East Ward have high ratings, high attendance and reading and educational levels have increased. He queried, "If they are doing so well, why the changes and why are they taking people who have done a good job and punishing them?"

Councilman Martinez said he met with Mr. Sharif and mentioned problems and rumors going around in the East Ward. In the afternoon he received a telephone call from Mr. Kittrel's office. He related this back to the people and as it turned out, he did not receive the truth. Councilman Martinez added he would like to see a meeting set up on Wednesday and accept Mr. Sharif's commitment that they will not vote on this matter tomorrow night.

Mr. Sharif felt the meeting could be established prior to Thursday without any problem. He does not know where the letter came from which the people received concerning Thursday's meeting. Official letters about Board of Education meetings emanate in the Office of Board Affairs and no such letter was promulgated by the Office of Board Affairs. Mr. Sharif explained the Board of Education functions primarily on issues of employment. Whenever there is an issue of employment, there is a great deal of activity and involvement, but daily there have been issues of poor reading and poor mathematics. The number two priority is power and number three is students, and he does not think they can make a single change in the district until they determine that students are the first priority and that employment is a function of good student achievement.

Councilman Tucker stated he was concerned the allegations clearly indicate

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a hard kind of reality indicating the majority of changes are in the South and Central Wards. He has not seen the reorganization list. Councilman Tucker recalled a meeting the Municipal Council had with Mr. Sharif and the Executive Superintendent of Schools at which time the Executive Superintendent of Schools opined that principals and administrators within the Board of Education should be rotated. Councilman Tucker stressed his major concern is what criteria is being utilized. He contended they are not changes dealing with who got moved to what place but more specifically for what reason and what goal.

Mr. Sharif indicated he previously proposed and still favors a "much wider" set of transfers than those embodied in the plan under review.

Councilwoman Villani commended Board of Education President Sharif for walking into the "lion's den" this evening. She, too, is confused because she received many telephone calls particularly from parents of children attending Fourteenth Avenue School and a two page list from parents of Burnett Street School children. If these educators have proven to be such an asset to these schools, and PTA and children are at a loss over losing good educators, it is very confusing. Councilwoman Villani added she is looking forward to this meeting to get some responses.

President Harris commended Mr. Sharif for coming here tonight and making himself available to meet with the Council. He queried if under the Sunshine Law they can discuss this personnel matter without notification of the meeting.

The City Clerk did not know if it is such an emergency.

Assistant Corporation Counsel Robert Tolins opined discussions on proceedings will have to be within the Sunshine Law and should have 48 hours notice.

The City Clerk felt where they may have to discuss and evaluate certain personnel as a basis for whatever action the Board of Education is going to take is a matter which should not be discussed in public.

Councilman James asserted this is not a meeting in which this Council is going to take action.

Mr. Sharif recommended the record reflect it is a meeting being called by the President of the Board of Education and the Executive Superintendent of Schools to which Members of the Newark Municipal Council are being invited. It seems to him that will change the nature of the meeting and will allow them to accomplish what they wish to accomplish.

Councilman Carrino asked Mr. Sharif if that would put pressure on him and the Board of Education because they have a meeting tomorrow night.

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Mr. Sharif replied in the negative.

Councilman James asked if the list of transfers will be made available at the meeting so that they can scrutinize transfers which are being projected. He contended in order to intelligently make a decision on the issue, they would have to know what transfers are being posed.

Mr. Sharif responded he would not want to make that commitment for the Executive Superintendent of Schools. The list will be available. They will have it in their possession, but he thinks prior to a sharing of the list and a discussion of the list on an individual basis, it will be more useful to discuss in sequential terms what is being done and why. There needs to be an understanding of the concept involved and what is being proposed by the Board of Education. He cannot and will not, at this point, make that commitment. If the information was in the hands of the Board of Education for consideration, as its President he could say he could share that information with the Council, but this is information being considered by the Executive Superintendent of Schools and has not yet been presented to the Board of Education for any action whatsoever. The Executive Superintendent of Schools has the sole authority to propose under the law.

Councilman James noted today's newspaper makes mention of some 40 transfers.

Mr. Sharif related it was determined by the Executive Superintendent of Schools that people being proposed for transfer will be notified in advance of any action and notified in advance of any proposal to the Board of Education. People were called in last week and discussions held with individuals. There is no list which is officially public.

Councilman James remarked they have been told action is going to occur and Mr. Sharif says there is no public document behind it. He asked if a public meeting is being suggested at some future date where this will take place and if there is a legal statutory obligation to notify the administrator of the change.

Mr. Sharif replied he is sure there are regulations that govern the process. He preferred not to comment. Mr. Sharif assured no action will be taken that is not in full accordance with the law.

President Harris said the Council looks forward to a meeting at the Board of Education Office, 2 Cedar Street, Newark, at 2:30 P. M., Tuesday, June 27, 1978.

1360 RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH ESSEX COUNTY OPPORTUNITIES INDUSTRIALIZATION CENTERS OF AMERICA, INC., ONLY BIDDER, TO PROVIDE A BUILDING MAINTENANCE PROGRAM, FOR PERIOD STARTING JULY 7, 1978 AND TERMINATING JANUARY 7, 1979, FOR SUM NOT TO EXCEED \$81,785., FOR TRAINING 45 PARTICIPANTS; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III, STIP.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Corporation Counsel Perillo and Employment and Training Director Wheeler met with the Council June 26, 1978)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,000. PAYABLE TO RAYMOND EXUM AND HUBERT JOHNSON, HIS ATTORNEY, UPON RECEIPT OF DOCUMENTS REQUIRED BY CORPORATION COUNSEL; CRIMINAL CHARGES AGAINST RAYMOND EXUM FOR POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE WAS DISMISSED BY ESSEX COUNTY PROSECUTOR'S OFFICE; SUIT FILED IN U. S. DISTRICT COURT ALLEGING VIOLATIONS OF HIS CONSTITUTIONAL RIGHTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT IN AMOUNT OF \$275. FROM VICTOR G. DONCHESKI OR HIS ATTORNEY AND AUTHORIZING CORPORATION COUNSEL TO ISSUE A GENERAL RELEASE FROM LIABILITY TO VICTOR G. DONCHESKI, WHICH SHALL BE SENT TO HIS ATTORNEY, WILLIAM J. SORIANO, 315 BROAD STREET, BLOOMFIELD, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO FIRE DEPARTMENT VEHICLE AS RESULT OF COLLISION WITH VEHICLE OWNED AND OPERATED BY DEFENDANT VICTOR G. DONCHESKI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-d. RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL UNCLAIMED MOTOR VEHICLES, 343 JUNK VEHICLES, PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-e. RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$116,213.19 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1973, 1974, 1975, 1976, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-f. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. DONALD FRASONE, C/O ORTEX PRODUCTS, INC., 560 FERRY STREET, NEWARK, NEW JERSEY, 07105, THE SUM OF \$830.65 NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE ON OVERESTIMATED CHARGES RENDERED ON ACCOUNT NO. 03-720-5120-00, 560 FERRY STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION RESCINDING RESOLUTION 7-R-n, ADOPTED APRIL 5, 1978, FOR THE PURPOSE OF AUTHORIZING DIRECTOR OF FINANCE TO RETURN THE DEPOSIT OF \$850.00 FROM FUND 11, ACCOUNT NO. 5609 RATHER THAN FUND 26, ACCOUNT NO. 3882, MADE BY GLADYS HINTON FOR CITY-OWNED PROPERTY LOCATED AT 83 WINANS AVENUE, BLOCK 2611, LOT 17. (OUTSTANDING FEDERAL LIEN EXISTS AGAINST SAID PROPERTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO GERALDINE SMITH, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, BUSINESS ADMINISTRATOR'S OFFICE, FOR PERIOD BEGINNING JUNE 10, 1978 AND ENDING DECEMBER 10, 1978. (APPOINTED RENT CONTROL ADMINISTRATOR - FIRST LEAVE BEGAN JUNE 10, 1972)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 176-178 BRUCE STREET, BLOCK 241, LOTS 44 AND 45, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (NEW COMMUNITY CORP.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION APPROVING USE OF FUNDS, TOTALING \$11,152,639.48, FOR EXPENDITURE OF 1978 URBAN AID ALLOCATION FROM STATE OF NEW JERSEY IN ACCORDANCE WITH P. L. 1976, CHAPTER 13, FOR MAINTENANCE OF EXISTING MUNICIPAL SERVICES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION, ON BEHALF OF CITY OF NEWARK, TO THE STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) TO IMPLEMENT PROJECT ENTITLED "JUVENILE JUSTICE DELINQUENCY PREVENTION PROJECT 2ND YEAR;" NO EXPENDITURE OF PUBLIC FUNDS BY CITY OF NEWARK REQUIRED. (SLEPA-\$11,000., LOCAL CASH-\$1,222., TOTAL-\$12,222.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION AUTHORIZING FORECLOSURE OF PROPERTIES BY SUMMARY PROCEEDINGS, IN REM, AS PROVIDED IN IN REM TAX FORECLOSURE ACT (1948) R. S. 54:5-104.29 ET SEQ., ELIGIBLE TAX SALE CERTIFICATES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE, ON BEHALF OF CITY OF NEWARK, A PROPOSED AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION WHICH PROVIDES THAT STATE WILL UNDERTAKE INSTALLATION OF HIGHWAY AND TRAFFIC SIGNS AND MARKINGS TO IMPROVE SAFETY AT RAILROAD CROSSINGS IN CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION CONSENTING TO ALLOCATION BY STATE LAW ENFORCEMENT AGENCY OF AN AMOUNT NOT TO EXCEED \$100,000. FROM 1977 NEW JERSEY LOCAL ACTION FUNDS PART C TO THE NEW JERSEY DEPARTMENT OF CORRECTIONS, FOR OPERATION OF PROGRAM ENTITLED "NEW JERSEY BUREAU OF PAROLE MANPOWER SERVICE CENTER" AND WAIVING SLEPA FUNDS ALLOCATED TO LOCAL PROJECTS SO THAT THESE FUNDS CAN BE UTILIZED BY NEW JERSEY BUREAU OF PAROLE FOR SAID PROJECT AS A DIRECT PAYMENT OF FEDERAL LOCAL FUNDS TO IMPLEMENTING STATE AGENCY; FURTHER CONSENTING THAT STATE LAW ENFORCEMENT PLANNING AGENCY MAY CHARGE SAID MONEY AS PART OF THAT PORTION OF ACTION FUNDS REQUIRED TO BE MADE AVAILABLE TO UNITS OF LOCAL GOVERNMENT. (NO EXPENDITURE OF ANY LOCAL FUNDS BY CITY OF NEWARK REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH THREE LOWEST RESPONSIBLE BIDDERS (PARK AVENUE AUTO WASH, INC.-\$3,650.; PRESTO AUTO LAUNDRY, INC.-\$3,650.; RILEY AUTO LAUNDRY, INC.-\$3,700.) IN AMOUNT NOT TO EXCEED \$11,000., FOR VEHICLE WASHING AND CLEANING IN VARIOUS DISTRICTS OF CITY OF NEWARK, IN ACCORDANCE WITH BID SPECIFICATIONS, EFFECTIVE JULY 1, 1978 TO JUNE 30, 1979 INCLUSIVE; FUNDS ENCUMBERED FROM 1978 OPERATING BUDGET OF DIVISION OF MOTORS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH BOYBRO OVERHEAD DOORS, INC., T/A BOYLE BROS., 25 BOYD STREET, KEARNY, LOWEST RESPONSIBLE BIDDER, FOR REPAIRING AND PARTS FOR OVERHEAD DOORS, IN ACCORDANCE WITH BID SPECIFICATIONS, IN AMOUNT NOT TO EXCEED \$28,000., EFFECTIVE WHEN APPROVED BY MUNICIPAL COUNCIL AND CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT; FUNDS ENCUMBERED FROM 1978 OPERATING BUDGET OF DIVISION OF PUBLIC PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to request comments from Fire Director Caufield regarding claim that an excessive number of firehouse doors are being damaged by Newark Fire Department apparatus thereby requiring expensive

repairs, was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HARRY T. SPELLMAN, COMMUNITY RELATIONS SPECIALIST, OFFICE OF THE MAYOR, FOR PERIOD BEGINNING FEBRUARY 9, 1978 AND ENDING AUGUST 9, 1978. (DIRECTOR, OFFICE OF ELDERLY, DEPARTMENT OF HEALTH AND WELFARE - FIRST LEAVE BEGAN FEBRUARY 9, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM NEVART BERBERIAN, WIDOW, OWNER OF PREMISES 110 ORANGE STREET, BLOCK 44, LOT 11, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AMENDING RESOLUTION 7-R-p, JANUARY 4, 1978, PARAGRAPH 3, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JIACOMO ADESSA, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD JANUARY 1, 1978 TO MARCH 31, 1978, TO INCREASE MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT TO \$3,582.80 BASED ON AN HOURLY RATE OF \$27.56 FOR TEN HOURS PER WEEK AND CONTRACTOR TO OBTAIN MALPRACTICE INSURANCE AT HIS/HER OWN EXPENSE AND TO FURNISH CITY WITH SAID INSURANCE POLICY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-t.

RESOLUTION AMENDING RESOLUTION 7-R-q, MARCH 1, 1978, PARAGRAPH 2, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JIACOMO ADESSA, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD APRIL 1, 1978 TO DECEMBER 31, 1978, TO INCREASE MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT TO \$10,748.40 BASED ON AN HOURLY RATE OF \$27.56 FOR TEN HOURS PER WEEK AND CONTRACTOR TO OBTAIN MALPRACTICE INSURANCE AT HIS/HER OWN EXPENSE AND TO FURNISH CITY WITH SAID INSURANCE POLICY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AMENDING RESOLUTION 7-R-v, MARCH 1, 1978, PARAGRAPH 3, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH HARRY TAFF, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD JANUARY 1, 1978 TO MARCH 31, 1978, TO INCREASE MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT TO \$3,582.80 BASED ON AN HOURLY RATE OF \$27.56 FOR TEN HOURS PER WEEK AND CONTRACTOR TO OBTAIN MALPRACTICE INSURANCE AT HIS/HER OWN EXPENSE AND TO FURNISH CITY WITH SAID INSURANCE POLICY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PREOFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AMENDING RESOLUTION 7-R-s, MARCH 1, 1978, PARAGRAPH 2, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH HARRY TAFF, M. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD APRIL 1, 1978 TO DECEMBER 31, 1978, TO INCREASE MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT TO \$10,748.40 BASED ON AN HOURLY RATE OF \$27.56 FOR TEN HOURS PER WEEK AND CONTRACTOR TO OBTAIN MALPRACTICE INSURANCE AT HIS/HER OWN EXPENSE AND TO FURNISH CITY WITH SAID INSURANCE POLICY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AMENDING RESOLUTION 7-R-n, MARCH 15, 1978, PARAGRAPH 2, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH PHILIP EISENSTAT, O. D., FOR OPTOMETRIC SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD APRIL 1, 1978 TO DECEMBER 31, 1978, TO INCREASE MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT TO \$6,449.64 BASED ON AN HOURLY RATE OF \$27.56 FOR SIX HOURS PER WEEK AND CONTRACTOR TO OBTAIN MALPRACTICE INSURANCE AT HIS/HER OWN EXPENSE AND TO FURNISH CITY WITH SAID INSURANCE POLICY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AMENDING RESOLUTION 7-R-u, MARCH 1, 1978, PARAGRAPH 3, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH PHILIP EISENSTAT, O. D., FOR OPTOMETRIC SERVICES AT NEWARK DIVISION OF HEALTH FOR PERIOD FEBRUARY 8, 1978 TO MARCH 31, 1978, TO INCREASE MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT TO \$1,157.52 BASED ON AN HOURLY RATE OF \$27.56 FOR SIX HOURS PER WEEK AND CONTRACTOR TO OBTAIN MALPRACTICE INSURANCE AT HIS/HER OWN EXPENSE AND TO FURNISH CITY WITH SAID INSURANCE POLICY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-y.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND JEROME HIRSCHBERG, O. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD APRIL 1, 1978 TO JUNE 26, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JEROME HIRSCHBERG, O. D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD JUNE 27, 1978 TO JUNE 30, 1978; AT MAXIMUM AMOUNT OF \$2,149.68. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND JAMES C. BYRNE, D.P.M., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER FROM APRIL 8, 1978 TO JUNE 26, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JAMES C. BYRNE, D.P.M., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER FROM JUNE 27, 1978 TO OCTOBER 30, 1978, AT MAXIMUM AMOUNT OF \$9,673.56. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AFFIRMING DECISION OF BOARD OF ADJUSTMENT GRANTING A VARIANCE, PURSUANT TO N.J.S.A. 40:55D-70(d), PERMITTING IN A SECOND RESIDENCE DISTRICT THE CONVERSION OF AN 82 FAMILY DWELLING TO A 91 FAMILY DWELLING FOR SENIOR CITIZENS AT PREMISES 502-504 SUMMER AVENUE, NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AMENDING RESOLUTION 7-R-t, MAY 17, 1978, AWARDING CONTRACT NO. 78-07 TO ATLANTIC ELEVATOR COMPANY, INCORPORATED, 527 WASHINGTON AVENUE, BELLEVILLE, TO PROVIDE MAINTENANCE AND REPAIRS TO FOURTEEN (14) ELEVATORS AT VARIOUS LOCATIONS TO CORRECT CONTRACT NUMBER IN FIRST PARAGRAPH TO READ CONTRACT NO. 78-07 AND NUMBER OF ELEVATORS TO BE MAINTAINED AND REPAIRED ARE THIRTEEN (13) IN NUMBER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION URGING THE ESSEX COUNTY BOARD OF FREEHOLDERS TO DESIGNATE THE ESSEX COUNTY CONFERENCE OF MAYORS AS A MUNICIPAL ADVISORY COUNCIL, PURSUANT TO N.J.S.A. 40:41A-29.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$142. PAYABLE TO MS. MARYANN LOZY, 222 ABBE LANE, CLIFTON, NEW JERSEY AND GEORGE SCIARRINO, ESQ., ATTORNEY FOR DEFENDANT, 100 HAMILTON PLAZA, SUITE 422, PATERSON, NEW JERSEY, IN SETTLEMENT OF CLAIM FOR DAMAGE TO VEHICLE WHEN HER AUTOMOBILE COLLIDED WITH CITY VEHICLE OPERATED BY NEWARK POLICE DETECTIVE ON JULY 27, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$2,400. TO EDDIE DAVIS AND TO FREEMAN & BASS, ESQS., HIS ATTORNEYS, 24 COMMERCE STREET, NEWARK, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY EDDIE DAVIS, IN FULL AND FINAL SETTLEMENT OF CLAIM FOR ALLEGED INJURIES RECEIVED IN FALL WHILE IN PERFORMANCE OF HIS DUTIES IN P.E.P. PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

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Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A DRAFT IN SUM OF \$500. PAYABLE TO FREEMAN SUBER, AN INFANT, FRANK SUBER AND CRITCHLEY AND ROACH, ESQS., 1180 RAYMOND BOULEVARD, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR INJURIES SUSTAINED BY FREEMAN SUBER, A STUDENT, WHEN HE WAS STRUCK BY AUTOMOBILE DRIVEN BY JOHN B. FORD AT INTERSECTION OF WAVERLY AVENUE AND PRINCE STREET, NEWARK. (JOHN B. FORD-\$4,750., CITY OF NEWARK AND ELEANOR STAFFORD-\$500., BOARD OF EDUCATION-\$250.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$60. TO ROCCO DePAOLA, UPON RECEIPT OF A GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGES TO HIS MOTOR VEHICLE WHEN IT STRUCK A POTHOLE LOCATED IN STREET AT INTERSECTION OF RAYMOND BOULEVARD AND OXFORD STREET, NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO PAY SUM OF \$3,500. TO ANGELINA PAGLIA, WIDOW, UPON RECEIPT OF ALL NECESSARY DOCUMENTS BY CORPORATION COUNSEL, IN SETTLEMENT OF WORKMEN'S COMPENSATION DEPENDENCY CLAIM; HUSBAND JERRY PAGLIA, TRUCK DRIVER, DIVISION OF STREETS AND SIDEWALKS, WAS DISCOVERED DEAD AT HIS WORK-SITE AT BESSEMER STREET YARD BY CO-EMPLOYEES ON FEBRUARY 19, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bi.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK MADE PAYABLE TO CASPER ORLANDO AND DONALD CONWAY, HIS ATTORNEY, IN AMOUNT OF \$10,000., UPON RECEIPT BY CORPORATION COUNSEL OF DOCUMENTS REQUIRED, IN FULL SETTLEMENT OF DAMAGES FOR FALSE ARREST AND PERSONAL INJURIES RECEIVED WHILE IN CUSTODY OF NEWARK POLICE DEPARTMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council June 26, 1978)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION APPROVING SETTLEMENT OF WORKMEN'S COMPENSATION DEPENDENCY CLAIM BY GRACE E. D'ANGERIO, IN AMOUNT OF \$4,000.; HER HUSBAND FRANK D'ANGERIO, DRIVER, OFFICE OF THE MAYOR, SUFFERED A HEART ATTACK WHICH CULMINATED IN HIS DEATH ON AUGUST 5, 1968.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AN AMENDED AGREEMENT WITH THE STATE OF NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, ACCEPTING \$60,000. TO PARTICIPATE IN STATE-LOCAL COOPERATIVE HOUSING INSPECTION PROGRAM FOR PERIOD JULY 1, 1977 TO JUNE 30, 1978. (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A PRICE AGREEMENT WITH DELORES T. WILLIAMS, ASSISTANT PROFESSOR OF TEMPLE UNIVERSITY, 1184-A EAST DORSET STREET, PHILADELPHIA, PENNSYLVANIA, ONLY RESPONSIBLE BIDDER, TO CONDUCT A RECREATIONAL LEADERSHIP TRAINING PROGRAM, IN ACCORDANCE WITH HER BID SPECIFICATIONS; AMOUNT PAYABLE SHALL BE \$2,500., EFFECTIVE JUNE 26, 1978 TO JUNE 30, 1978 INCLUSIVE. (FUNDS SHALL BE PAID FROM 1978 OPERATING BUDGET, DEPARTMENT OF RECREATION AND PARKS)

June 26, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

(Recreation and Parks Director Washington and City Purchasing Agent Lucarelli met with the Council June 26, 1978)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AMENDING CONTRACT WITH ARTHUR BEITMAN, INC., D/B/A BEITMAN

SURGICAL, 44 WILLIAM STREET, NEWARK, ONLY BID RECEIVED, FOR PROVISION OF PROSTHETIC AND ORTHOTIC DEVICES TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) EFFECTIVE ON OR ABOUT AUGUST 3, 1977 FOR PERIOD OF 12 MONTHS; FUNDS SHALL BE DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977); (NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT); AND FURTHER RESCINDING RESOLUTION 7-R-bi, MAY 17, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE

A SUBCONTRACT WITH NEWARK MINI-SURGERY SITE, INC., 145 ROSEVILLE AVENUE, NEWARK, FOR DELIVERY OF AMBULATORY SURGICAL SERVICES TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), FOR PERIOD OF TWELVE MONTHS, JUNE 27, 1978 TO JUNE 26, 1979; AMOUNT PAYABLE SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE (ESTIMATED DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY-10,000 INDIVIDUALS). (FUNDS DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977) (NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT) (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon submission of certificate of incorporation and 10% disclosure statement for subject contractor was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

June 26, 1978

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT A PROPOSAL TO THE DIVISION OF DRUG ABUSE CONTROL OF THE NEW JERSEY STATE DEPARTMENT OF HEALTH, REQUESTING FUNDS FOR CONTINUATION OF NEWARK MULTIPHASIC DRUG TREATMENT PROGRAM (MDTP) FOR PERIOD JUNE 25, 1978 TO JUNE 24, 1979. (NATIONAL INSTITUTE OF DRUG ABUSE-\$249,750., NEW JERSEY STATE DEPARTMENT OF HEALTH-CASH MATCH-\$41,625., CITY OF NEWARK-MATCH-\$124,875., TOTAL-\$416,250.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A SUBCONTRACT WITH E. WYMAN ASSOCIATES, 145 ROSEVILLE AVENUE, NEWARK, FOR DELIVERY OF SPECIAL MEDICAL SERVICES TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), FOR PERIOD OF TWELVE MONTHS, JUNE 27, 1978 TO JUNE 26, 1979; AMOUNT PAYABLE SHALL BE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE (ESTIMATED DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY-10,000 INDIVIDUALS). (FUNDS DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977) (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon submission of certificate of incorporation and 10% disclosure statement for subject contractor was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION ON BEHALF OF CITY OF NEWARK TO STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR FUNDS IN CONNECTION WITH PROJECT ENTITLED "PROJECT GAINS" FOR PERIOD AUGUST 14, 1978 TO AUGUST 31, 1979. (SLEPA-\$62,000., STATE BUY IN-\$3,444., LOCAL CASH MATCH (PROVIDED BY FOCUS, INC.)-\$3,444., TOTAL-\$68,888.) (NO EXPENDITURE OF PUBLIC FUNDS BY CITY OF NEWARK REQUIRED)

June 26, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION ON BEHALF OF CITY OF NEWARK TO STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR FUNDS IN CONNECTION WITH PROJECT ENTITLED "INDEPENDENCE HIGH SCHOOL PROJECT, 6TH YEAR" FOR PERIOD OCTOBER 1, 1978 TO JULY 31, 1979. (SLEPA-\$65,000., LOCAL CASH-\$7,222. (MATCHING FUNDS TO BE PROVIDED BY PROJECT), TOTAL-\$72,222.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION APPOINTING ROBERT B. OUTSEY AND FRANKLIN LEON PRATHER, CONSTABLES FOR A TERM ENDING DECEMBER 31, 1978 AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AMENDING RESOLUTION 7-R-ba, DECEMBER 21, 1977, PARAGRAPH 3, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JAMES C. BYRNE, D.P.M., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, FOR PERIOD FROM NOVEMBER 1, 1977 TO APRIL 7, 1978, TO INCREASE MAXIMUM AMOUNT TO BE PAID UNDER SAID CONTRACT TO \$7,307.58 INDICATING INCREASE IN HOURLY RATE TO \$27.56. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bu.

RESOLUTION AMENDING RESOLUTION 7-R-s, JANUARY 4, 1978, PARAGRAPH 3, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JEROME HIRSCHBERG, O. D., FOR OPTOMETRIC SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD JANUARY 1, 1978 TO MARCH 31, 1978, TO INCREASE MAXIMUM AMOUNT TO BE PAID UNDER SAID CONTRACT TO \$2,149.68 BASED ON HOURLY RATE OF \$27.56 FOR SIX HOURS PER WEEK AND CONTRACTOR TO OBTAIN MALPRACTICE INSURANCE AT HIS/HER OWN EXPENSE AND TO FURNISH CITY WITH SAID INSURANCE POLICY. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR OF CITY OF NEWARK TO EXECUTE LABOR AGREEMENT BETWEEN CITY OF NEWARK AND LOCAL 945 TEAMSTERS (I.B.T.C.W. & H. OF AMERICA), EFFECTIVE JANUARY 1, 1978 THROUGH DECEMBER 31, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AN AGREEMENT AMENDING AGREEMENT DATED NOVEMBER 4, 1975 BETWEEN COMPUTER SCIENCES CORPORATION AND CITY OF NEWARK TO PROVIDE CITY WITH DATA PROCESSING SERVICES AND FUNCTION AS A FACILITIES MANAGEMENT CONTRACTOR FOR CITY OF NEWARK, AND EXTENDING THAT AGREEMENT UP TO AND INCLUDING DECEMBER 31, 1978, FOR AMOUNT NOT TO EXCEED \$1,518,400.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, as per their request, was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

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7-R-bw-1.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AN AGREEMENT
AMENDING AGREEMENT DATED NOVEMBER 4, 1975 BETWEEN COMPUTER SCIENCES CORPORATION AND CITY
OF NEWARK TO PROVIDE CITY WITH DATA PROCESSING SERVICES AND FUNCTION AS A FACILITIES
MANAGEMENT CONTRACTOR FOR CITY OF NEWARK, AND EXTENDING THAT AGREEMENT UP TO AND INCLUD-
ING JUNE 30, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Corporation Counsel Perillo met with the

Council June 26, 1978)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman James.

Councilman Tucker felt this matter requires clarification. He requested the City Clerk to read into the record the amendment to the New Jersey State Statute dealing with competitive bidding and specifically relating to the Facilities Management contracts, which he had the privilege of lobbying for in Trenton and was subsequently signed into law.

The City Clerk felt it would be appropriate to read Public Contracts Law as it relates to this matter.

The City Clerk read "Section 40A:11-4 - Contracts and agreements required to be advertised for. Every contract or agreement, for the performance of any work or the furnishing or hiring of any materials or supplies, the cost or the contract price whereof is to be paid with or out of public funds, not included within the terms of Section 3 of this act, shall be made or awarded only by the governing body of the contracting unit after public advertising for bids and bidding therefor, except as is provided otherwise in this act or specifically by any other law. No work, materials or supplies shall be undertaken, acquired or furnished for a sum exceeding in the aggregate \$2,500., except by contract or agreement.

Section 40A:11-5 - Exceptions. (ii) Extraordinary, unspecifiable services. The application of this exception shall be construed narrowly in favor of open competitive bidding, where possible, and the Division of Local Government Services is authorized to adopt and promulgate rules and regulations limiting the use of this exception in accordance with the intention herein expressed. The governing body shall in each instance state supporting reasons for its action in the resolution awarding each contract and shall forthwith cause to be printed, in the manner set forth in Subsection (1)(a)(i) of this section, a brief notice of the award of such contract.

Extraordinary, unspecifiable services are defined by the Local Public Contracts

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Law (N.J.S.A. 40A:11-2(7) as 'services which are specialized and qualitative in nature requiring expertise, extensive training and proven reputation in the field of endeavor.' N.J.S.A. 40A:11-5(1)(a) permits local contracting units to avoid competitive bidding for extraordinary, unspecifiable services. The application of this exception to extraordinary, unspecifiable services shall be construed narrowly in favor of open competitive bidding where possible and the Division of Local Government Services is authorized to establish rules and regulations limiting the use of this exception in accordance with the intention herein expressed. The governing body, in addition to stating the supporting reasons for its action in the resolution awarding the contract, is required to place a notice of the action in a newspaper."

The City Clerk stated in accordance with Section 40A:11-5, it refers to where possible the Division of Local Government Services is authorized to adopt and promulgate rules and regulations. Attached to amendment of 1977, Regulations Promulgated by the Division of Local Government Services, Section 5:30-14.2(b)(4) reads as follows:

"If specifications can be drafted covering the services, then they must be bid, notwithstanding that the other criteria of the definition may be met. In cases which may appear too technical for the local official to prepare detailed specifications for, two criteria must be addressed and found to be not possible before it may be concluded that the services cannot reasonably be described by written specifications.

- i. If the contracting unit or agent does not possess the technical skill to prepare specifications, it should engage consultant assistance to do so.

- ii. If the services are of such a technical or massive nature as to make a description of all actions to be taken unfeasible, or if there are available various (optional or unknown) technical methodologies for achieving the desired end, then the specifications should be drafted in terms of required end-products and/or standards of performance rather than (or in concert with) descriptions of all technical steps to be taken.

5. Services rendered as EUS must generally be characterized as not being of a continuous ongoing nature. Services which are continued or regularly repetitive shall be subject to a presumption that specifications can be drafted to describe what has been done. Where this is not the case, the contracting unit must specifically address this question.

6. Before awarding a contract under the EUS provisions, a designated administrative official of the contracting unit must file a certificate with the governing body clearly describing the nature of the work to be done, stating that it is not

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reasonably possible to draft specifications, describing the informal solicitation of quotations if the cost is in excess of \$500. (if quotes not sought, or lowest responsible price is not observed) and describing in detail why the contract meets the provisions of the statute and these regulations.

(d) Examples of services not qualifying as EUS.

The following are not allowable as EUS; and the award of contracts for these without competitive bidding as EUS is prohibited.

Facilities management contracts (for data processing or other operations).

EDP services, including design of systems, programming, service bureau processing, rental of data processing equipment, purchasing of data processing equipment. These activities are in some cases complex but are specifiable....."

The City Clerk noted these are the amendments that were approved in 1977.

Councilman Tucker requested the City Clerk to read Corporation Counsel Perillo's letter, dated June 26, 1978, into the record.

The City Clerk read letter from Corporation Counsel Perillo, dated June 26, 1978 which was received in his office at 2:11 P. M. today and copies submitted to each Members of the Council.

"The Municipal Council requested me to prepare a legal opinion concerning the implementation of the phase over provisions of the above contract. As you can see from the revised package which has been submitted by the Administration, the City has elected not to invoke the 180 day provision, but instead has elected to extend this contract for an additional one year term. In my opinion, this procedure is entirely proper and consistent with the Local Public Contracts Law.

The original Computer Sciences Agreement was entered into on November 4, 1975, and provided that it would terminate on June 30, 1978, unless extended for additional annual periods thereafter by the Municipal Council and subject to an appropriation being made. The agreement in Appendix I provided for fixed prices for the initial term and for any annual extensions thereto. This agreement was entered into without competitive bidding prior to the May 20, 1977 amendments to the Local Public Contracts Law which now require competitive bidding for Facilities Management Contracts. See, N.J.A.C. 5:30-14.2 (d).

In May of this year, the City hired Samuel Klein & Company to act as consultants and assist the City to prepare bid specifications to competitively bid a new Facilities Management Contract. Klein & Company in a June 19, 1978 letter to me indicated that it would be in the City's best interest to extend the current contract to July 1, 1979, rather than December 31, 1978. In that letter, they indicated a number of reasons why a one year extension would be desirable. The most important was that a six month "time frame will prevent some qualified vendors from submitting a proposal."

In light of the above, it is my opinion that the proposed one year extension is in compliance with the law."

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Councilman Tucker requested a representative of the Law Department answer a few questions in regard to the resolution which is currently before the Council. He raised the question whether the legal opinion which the Council received is the legal opinion the Council originally requested because the original request related to a six month period. It appears the Corporation Counsel amended the original legal opinion based on what the Administration desires. In other words, the legal opinion specifically related to the six months extension and its applicability to the New Jersey State Statute, so it appears to him that since Administration changed their opinion, they are not dealing with the 180 days and subsequently submitted a resolution that deals with 365 days. Councilman Tucker did not believe any of the Council Members or the City Clerk's Office requested that legal opinion be forthcoming based on that, but the Corporation Counsel took that upon himself to change his original legal opinion based on what was submitted to him by Administration rather than respond to a Councilmanic inquiry in regard to a legal opinion.

Councilman Tucker continued the Corporation Counsel, in his legal opinion, relates to Samuel Klein and Company's communication to him and his legal opinion is weighted to a great degree based on the communication from Samuel Klein and Company. His perusal of the resolution indicates there is no indication about the City's intent to bid the contract, but basically it is an extension of an existing contract, which means that the communication dealing with Samuel Klein and Company and also the legal opinion have no relevancy to the resolution because the resolution does not indicate it is the intent of the City of Newark to bid the contract.

The City Clerk read letter dated June 19, 1978 from Samuel Klein and Company, received in his office at 10:49 A. M., June 20, 1978 and copies submitted to each Member of the Council.

"June 19, 1978

Salvatore Perillo, Esq.
Corporation Counsel, City of Newark
City Hall
920 Broad Street
Newark, New Jersey 07102

Dear Mr. Perillo:

At a meeting with you on Thursday June 15, 1978, attended by Messrs. Walters and Gallagher of our staff, we discussed the desirability of extending the current CSC Facilities Management Contract for one year, to expire June 30, 1979, rather than invoking the six months extension clause, which would extend the contract for another six months, to December 31, 1978.

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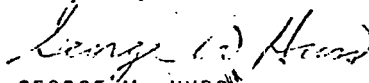
You requested that we inform you in writing of some of the reasons that make a decision for a one year extension more desirable for the City. Following is the rationale used in reaching that decision:

1. Based upon the current schedule, the selection of a Facilities Management firm for the next three years cannot be made prior to December 1, 1978. It would therefore be unrealistic for the selected firm, if it is other than CSC, to begin operating the Data Center on January 1, 1979, the expiration date of the current contract extended for six months. A more reasonable date by which to expect a new vendor to complete preparations necessary to start operations of the Data Center would be April 1, 1979. Based upon your discussions with CSC, however, it appears they would be unwilling to extend the current contract for an additional three months, to March 31, 1979. An extension of the CSC contract to June 30, 1979 is therefore indicated.
2. Though it is possible to require hardware vendors to supply equipment by December 31, 1978, this short timeframe will prevent some qualified vendors from submitting a proposal. Scheduling the installation of equipment in the second quarter of 1979 should stimulate additional competition to the benefit of the City.
3. The current CSC contract grants the City the option to assume CSC's equipment leases and to purchase equipment owned by them at depreciated book value, if the contract is extended to June 30, 1979. Exercising this option may reduce the cost to the City in obtaining the required equipment.
4. Under the current schedule, the Request for Quotation for Equipment is to be released the first week in July and the Quotation for the Facilities Management portion one month later. It may be advantageous, however, to release both Requests for Quotation at the same time, thereby permitting potential vendors to bid for either the Equipment or Facilities Management, or both.
5. Changing vendors and equipment on July 1, 1979, rather than January 1, 1979, will permit the changeover to occur at a less critical time rather than during a period when utilization of data processing for the preparation of the budget and for other year end reports and requirements is at a peak.

At the conclusion of the meeting you conferred by telephone with Tom Banker, Milton Buck and Richard Woodford, all of whom agreed with the desirability of extending the current CSC contract to July 1, 1979.

If you require any additional information we shall be pleased to respond.

Cordially,


GEORGE W. HUSS

Councilman Tucker contended the contract is being extended without competitive bidding and there is no relevancy to the existing resolution which indicates the City intends to comply with the New Jersey State Statute.

The City Clerk reiterated the original resolution on this Calendar was to extend the contract for six months. Subsequent to that, there was a request by Administration to withdraw that contract and a substitute resolution is asking the Council to extend the contract for twelve months. Corporation Counsel Perillo states in his letter that the original agreement was entered into on November 4, 1975, which preceded the May 20, 1977 amendments to the Local Public Contracts Law requiring competitive bidding for Facilities Management Contracts. The City Clerk queried, "Can this contract be legally entered into, extending it based upon an option to renew in the original contract and be in violation of not subjecting it to public bidding?"

Assistant Corporation Counsel Tolins replied in the affirmative. Anything contained in the original contract which, as the Corporation Counsel's opinion noted, was entered into before the amendment referred to by the City Clerk, is valid and binding. Thus the extension, which is part of the original contract, is binding in spite of the May 20, 1977 amendment.

Councilman Tucker expressed concern that the contract be competitively bid and the fact still remains there is nothing in the resolution which at least indicates that the City intends to competitively bid the contract. He is not dealing with whether or not the Corporation Counsel's opinion is good, bad or indifferent. What he is saying is that the Corporation Counsel implies that his opinion is based on Samuel Klein and Company's communication and it would be difficult to respond, but the resolution does not relate to that.

Assistant Corporation Counsel Tolins stated he did not understand Councilman Tucker's point.

Councilman Tucker noted there is nothing in the resolution that indicates that it is the intent of the City to bid the contract.

Assistant Corporation Counsel Tolins responded that is true. The opinion as well does not indicate that it is the intent of the City to bid competitively for this contract.

Councilman Tucker declared his concern in regard to Computer Sciences Corporation is not one that has been of short tenure. Most of his colleagues are aware that since Computer Sciences Corporation originally submitted their proposal to the City of Newark, he has been diametrically opposed to the whole concept of facilities

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management. There were two basic issues originally that he had entertained. One was that there were insufficient funds in the original contract and the Corporation Counsel, who at that time was Milton A. Buck, stated there were sufficient funds. Subsequently he took the matter to court and the Judge affirmed the fact that the Corporation Counsel, who is now the Business Administrator, was wrong. Also, the principal attorney in that case, Salvatore Perillo, who is now the Corporation Counsel, again related to the fact that there were sufficient funds in the budget.

Councilman Tucker stressed his major concern relates to the taxpayers of the City of Newark. He feels very strongly about this point as to whether the contract is competitively bid. If the contract is competitively bid, just based on a simple option of having someone else attempt to participate in that process, it will have a natural, positive effect on the City by possibly costing less money to the taxpayers of the City of Newark. He thinks the action of the Corporation Counsel, in changing a legal opinion even before the resolution was submitted to the Municipal Council, speaks for itself as a kind of interaction that was generated in that regard. They should also be aware of the discussions at the pre-meeting conference indicating that our current contract ends June 30, 1978 and subsequently we would not have any contractual relationship with Computer Sciences Corporation and data processing operation in the City of Newark would cease. Councilman Tucker said as a matter of clarification, he would like his colleagues to look at the contract and they will find there is a provision in there which indicates whether the City exercises any option at all, there is a six month period where Computer Sciences Corporation must phase in or phase out, depending upon whatever option the City functions under. It is not a matter if this particular contract is not approved tonight that data processing would terminate. The issue is clearly whether or not it is their intent to competitively bid the data processing contract for the City of Newark. That is the major point of the argument he is putting forth at this time.

Councilman Tucker continued the other point, the articles dealing with facilities management and data processing and the bidding of same, is not something totally limited directly to Newark. He had an occasion of being called in Atlanta in which there were representatives of the Seattle Municipal Council and a representative of The Seattle News indicating a similar situation that is taking place there. Their concern is, similar to ours, that facilities management can be bid and they should effectively do that.

Councilman Tucker reiterated his concern is this contract should be bid. If they are not in a position to bid this contract, then he believes they will not move

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prudently in regard to the trust they have as Councilmen.

Councilman Martinez said he understands Councilman Tucker's concern. It is his understanding, according to Corporation Counsel Perillo's legal opinion, that this agreement was entered into without competitive bidding prior to the May 20, 1977 amendments. Councilman Martinez requested the City Clerk to present into the records, besides Corporation Counsel Perillo's legal opinion, Business Administrator Buck's opinion that he gave at the pre-meeting conference this afternoon.

The City Clerk read Business Administrator Buck's statement, "We will be operating without a contract after June 30, 1978. The City's interest lies in affirmative action on this resolution and not to defer it."

Councilman Tucker reiterated the Council was advised by Business Administrator Buck that sufficient funds were available after he was apprised by Finance Director Grexa who indicated funds were not available. That particular position, although stated affirmatively by the Corporation Counsel and the First Assistant Corporation Counsel, at that time Salvatore Perillo, took that opinion and it was subsequently thrown out by the courts. Councilman Tucker felt they are dealing with a circumvention of the State Bidding Law and any kind of communication, talking about Samuel Klein and Company not having an opportunity to effectively develop specifications, may have some relevancy, but it does not have any relevancy because it is not embodied within the resolution which appears before the Municipal Council. The legal opinion is not embodied within the resolution that appears before them. The resolution basically extends a contract after May, 1977 and says they will do it regardless of the State Law. Councilman Tucker maintained the reason he is requesting a deferral on this matter is so that they will have an opportunity to check with the State where the law was promulgated and subsequently signed into law by the Governor to find out if, in effect, this is the case.

The motion to defer action on this resolution failed of adoption by the following votes:

Yes: Councilmen James, Tucker.

No: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

A motion to adopt the resolution was made by Councilman Allen, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, Martinez, Villani, President Harris.

No: Councilmen James, Tucker.

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7-R-bx.

RESOLUTION AMENDING PARAGRAPH #2 OF RESOLUTION 7-R-br, AUGUST 7, 1975,
PARAGRAPH #1 OF RESOLUTION 7-R-bv, JUNE 16, 1976 AND PARAGRAPH #1 OF RESOLUTION 7-R-c,
JUNE 24, 1977, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH
THE NEW JERSEY STATE DEPARTMENT OF HEALTH TO ACCEPT FUNDS FOR DEVELOPMENT OF ALCOHOLISM
CONTROL SERVICES, FOR PERIOD JUNE 26, 1975 TO JUNE 30, 1978; AMOUNT OF AFORESAID THIRD
AMENDED CONTRACT SHALL REMAIN AT \$58,862.; SUM OF \$14,656.62 BEING AVAILABLE FUNDS
FOR EXTENSION PERIOD JANUARY 1, 1978 TO JUNE 30, 1978. (NO EXPENDITURE OF ANY MUNICIPAL
FUNDS BY CITY OF NEWARK REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH
CHAIR HIRE COMPANY, DIVISION OF EXPOSITION SERVICE AND RENTALS, INC., 115 BAUER DRIVE,
OAKLAND, NEW JERSEY, ONLY RESPONSIBLE BIDDER, TO FURNISH, DELIVER AND INSTALL BLEACHERS
FOR USE AT INAUGURATION JULY 1, 1978, IN AMOUNT OF \$6,300., IN ACCORDANCE WITH ATTACHED
CONTRACT DOCUMENTS AND SPECIFICATIONS. (FUNDS ENCUMBERED FROM 1978 BUDGET OF OFFICE OF
THE CITY CLERK)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Council polled on this resolution June 19, 1978)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 697-703 SOUTH
12TH STREET, BLOCK 2619, LOT 38, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING
RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS.
(INTERNATIONAL YOUTH ORGANIZATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1978 MUNICIPAL BUDGET SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, COMPREHENSIVE LAW ENFORCEMENT AND
CRIMINAL JUSTICE PLANNING, \$46,387.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW
ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-cb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1978 MUNICIPAL BUDGET SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, SECURITY SERVICES FOR THE NRHA
HOUSING PROJECTS, \$224,905.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT
PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-cc.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1978 MUNICIPAL BUDGET SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, INDEPENDENCE HIGH SCHOOL, FIFTH
YEAR, \$21,234.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING
AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-cd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1978 MUNICIPAL BUDGET FROM MUNICIPAL SALARY INCREASE-\$282,760. TO SALARIES AND WAGES IN VARIOUS DEPARTMENTS AND AGENCIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1978 MUNICIPAL BUDGET, UNCLASSIFIED OPERATION, SALARIES AND WAGES, WATER UTILITY SALARY INCREASE-\$84,000. TO DIVISION OF WATER SUPPLY, OTHER SALARIES AND WAGES-\$64,000. AND DIVISION OF WATER SUPPLY, OVERTIME-\$20,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION AUTHORIZING MAYOR AND ACTING EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH, AND TO ACCEPT AND EXPEND FUNDS IN AMOUNT OF \$20,000. FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS. (FUNDS BUDGETED IN SAFE AND CLEAN NEIGHBORHOODS PROGRAM; CITY NOT OBLIGATED TO SPEND ANY OF ITS OWN FUNDS TO IMPLEMENT AGREEMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 750 SQUARE FEET OF FLOOR SPACE OF CITY-OWNED PROPERTY AT 11 HILL STREET, ROOM 602, BLOCK 93, LOT 44, FOR AN 18 MONTH PERIOD AT A MINIMAL RENTAL OF FOUR THOUSAND FIVE HUNDRED DOLLARS PER 18 MONTHS PURSUANT TO N.J.S.A. 40A:12-14(a). (XEROX CORPORATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION AUTHORIZING TAX COLLECTOR TO EXECUTE CONTRACT WITH CHARLES G. ASHJIAN, ESQ. FOR PROFESSIONAL SERVICES WITH RESPECT TO PREPARATION OF PLEADINGS, SEARCHES AND OTHER DOCUMENTS NECESSARY TO FORECLOSE IN REM 800 PROPERTIES; COST OF AFORESAID WORK, \$13,000. SHALL BE PAID FROM FUNDS APPROPRIATED FOR THIS PURPOSE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-ci.

RESOLUTION AUTHORIZING APPOINTMENT OF TWENTY SEVEN (27) INDIVIDUALS LISTED IN PARAGRAPH 4 OF THIS RESOLUTION, AS MEMBERS OF THE CITIZEN'S ADVISORY BOARD FOR 1978-1979, FOR A PERIOD OF ONE YEAR COMMENCING ON DATE OF PASSAGE OF THIS RESOLUTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND ANNA SEEBODE, M. D., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, FROM APRIL 8, 1978 TO JUNE 26, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH ANNA SEEBODE, M. D., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, FROM JUNE 27, 1978 TO OCTOBER 17, 1978, AT MAXIMUM AMOUNT OF \$12,236.64. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 26, 1978

7-R-ck.

RESOLUTION AMENDING RESOLUTION 7-R-y, DECEMBER 21, 1977, PARAGRAPH 2, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH ANNA SEEBODE, M. D., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, FOR PERIOD OCTOBER 18, 1977 TO APRIL 7, 1978, TO INCREASE MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT TO \$5,102.58. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF OFFICE OF CRIMINAL JUSTICE PLANNING TO ENTER INTO CONTRACT WITH THE NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR IMPLEMENTATION OF NEWARK MINI-BLOCK PROGRAM IN AN AMOUNT NOT TO EXCEED \$189,569. FOR THE PERIOD JUNE 27, 1978 THROUGH JUNE 30, 1979; FURTHER RATIFYING SAID PROJECT FOR THE PERIOD JANUARY 1, 1978 THROUGH JUNE 26, 1978. (SLEPA-\$170,613., STATE BUY-IN-\$9,478., LOCAL CASH-\$9,478. TO BE PROVIDED FROM H.C.D.A. MONIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cm.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR IMPLEMENTATION OF PROJECT RESOURCE CONTINUATION, IN AMOUNT NOT TO EXCEED \$100,481. (SLEPA-\$90,433., STATE BUY-IN-\$5,024., LOCAL CASH-\$5,024., 5% MATCH TO BE PROVIDED FROM H.C.D.A. MONIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR IMPLEMENTATION OF VICTIM SERVICE CENTER CONTINUATION, IN AMOUNT NOT TO EXCEED \$77,778. (SLEPA-\$70,000., STATE BUY-IN-\$3,889., LOCAL CASH-\$3,889., 5% MATCH TO BE PROVIDED FROM H.C.D.A. MONIES)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-co.

RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO EXECUTE AGREEMENT ON BEHALF OF CITY OF NEWARK PROVIDING FOR OPERATION OF THREE SWIMMING POOLS OWNED BY BOYS' CLUBS OF AMERICA, INC. DURING THE SUMMER OF 1978; AQUATICS PROGRAM TO COMMENCE JULY 5, 1978 AND TERMINATE SEPTEMBER 1, 1978 AT 422 BROADWAY, 1 AVON AVENUE AND 161 LITTLETON AVENUE, FROM 10 A. M. TO 6 P. M.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION RATIFYING CONTRACTS WITH MASS FEEDING CORPORATION, FOOD MANAGEMENT SERVICES, INC. AND VENDCO, INC., FOR PERIOD JUNE 19, 1978 TO JUNE 26, 1978; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACTS WITH MASS FEEDING CORPORATION-\$262,500., FOOD MANAGEMENT SERVICES, INC.-\$545,562.50 AND VENDCO, INC.-\$407,154.40, THREE LOWEST RESPONSIBLE BIDDERS, FOR PROVISION OF MEALS FOR SPECIAL SUMMER FOOD FOR CHILDREN (SuNuP) FOR PERIOD JUNE 27, 1978 TO SEPTEMBER 30, 1978; IN ACCORDANCE WITH BIDS AND SPECIFICATIONS; AMOUNTS PAYABLE UNDER AFORESAID CONTRACT SHALL BE DERIVED FROM GRANT RECEIVED FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION, RESOLUTION 7-R-bg, MAY 17, 1978. (NO EXPENDITURES ARE TO BE MADE NOR LIABILITY INCURRED UNDER AFORESAID CONTRACTS UNTIL CONDITIONS SET FORTH IN PARAGRAPH 6 HEREOF HAVE BEEN MADE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Villani, President Harris.

Not Voting: Councilmen Martinez, Tucker.

7-R-cq.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES INC., ONLY BID RECEIVED, WHEREIN AS PART OF NEWARK'S SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH (SPEDY); WORLDWIDE EDUCATIONAL SERVICES INC. WILL PERFORM A TUTORIAL PROGRAM FOR ELEMENTARY SCHOOL YOUTH (150) PARTICIPANTS; FOR PERIOD JULY 5, 1978 AND TERMINATING AUGUST 31, 1978 FOR SUM NOT TO EXCEED \$40,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION RESCINDING RESOLUTION 7-R-bs, MAY 3, 1978, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PUMPING STATION PROGRAM, \$4,896,000.; ITEM AVAILABLE FROM ECONOMIC DEVELOPMENT ADMINISTRATION, UNDER TITLE I OF E.D.A. ACT OF 1965."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cs.

RESOLUTION RESCINDING RESOLUTION 7-R-bp, MAY 3, 1978, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, INNOVATIVE PROJECTS (WEST SIDE/ JAMES STREET) PROGRAM; \$161,750.; ITEM AVAILABLE FROM DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Villani, President Harris.

No: Councilman Tucker.

Not Voting: Councilman Carrino.

7-R-ct.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, MULTIPLE DWELLING (GRANT NO. V226002138 00), \$10,000.; ITEM AVAILABLE FROM
NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

7-R-cu.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1978 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF
APPROPRIATION, VAN POOL PROGRAM, \$22,000.; ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF
TRANSPORTATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani,
President Harris.

No: Councilman Carrino.

7-R-cv.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER
INTO CONTRACT WITH NEW JERSEY CONTRACTORS DEVELOPMENT OFFICE INC., ONLY BID RECEIVED,
TO PROVIDE TECHNICAL ASSISTANCE TO MINORITY MEMBER SUBCONTRACTORS, FOR SUM NOT TO EXCEED
\$30,000.; PERIOD JUNE 27, 1978 AND TERMINATING DECEMBER 27, 1978; SOURCE OF FUNDS -
PUBLIC WORKS EMPLOYMENT ACT 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
Villani, President Harris.

June 26, 1978

7-R-cw.

RESOLUTION AMENDING RESOLUTION 7-R-bo, JUNE 16, 1976, CONTRACT WITH FRIENDS OF CLINTON HILL FOR BESSIE SMITH HEALTH CENTER FOR AMBULATORY HEALTH CARE SERVICES, FOR PERIOD APRIL 16, 1976 TO APRIL 15, 1977; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AMENDED CONTRACT TO EFFECT THE INCREASE OF CONTRACT AMOUNT BY \$24,750., FROM \$124,000. TO \$148,750.; AMOUNT BUDGETED IN 1974 HOUSING AND DEVELOPMENT ACT FUNDS, YEAR II. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5

(1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cx.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE VENEREAL DISEASE SERVICE ORGANIZATION, FOR PERIOD JANUARY 1, 1978 TO JUNE 26, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH THE VENEREAL DISEASE SERVICE ORGANIZATION FOR IMPLEMENTATION OF A VENEREAL DISEASE EDUCATION PROGRAM FOR PERIOD JUNE 27, 1978 TO JUNE 30, 1978; MINIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$8,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cy.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR GRANT UNDER THE SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH IN AMOUNT OF \$4,998,719.; FURTHER RESCINDING RESOLUTION 7-R-bc, MAY 17, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-cz.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH ASSOCIATION OF UNIVERSITY PROGRAMS IN HEALTH ADMINISTRATION, TO PARTICIPATE IN THE IMPLEMENTATION OF THE 1978 NEWARK STUDENT INTERNSHIP PROGRAM IN HEALTH CARE ADMINISTRATION, FOR PERIOD JULY 3, 1978 TO SEPTEMBER 1, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CONTRIBUTE \$9,000. TO HELP DEFRAY COST OF RECRUITING SEVEN (7) STUDENTS UNDER AFORESAID PROGRAM; TOTAL OPERATING BUDGET FOR SAID PERIOD IS \$10,000. (ASSOCIATION OF UNIVERSITY PROGRAMS IN HEALTH ADMINISTRATION-\$1,000., CITY OF NEWARK-\$9,000.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-da.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH ESSEX COUNTY COLLEGE TO PARTICIPATE IN THE IMPLEMENTATION OF 1978 NEWARK STUDENT INTERNSHIP PROGRAM IN HEALTH SERVICES DELIVERY FOR PERIOD JULY 3, 1978 TO SEPTEMBER 29, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CONTRIBUTE \$3,822. TO HELP DEFRAY COST OF RECRUITING FOURTEEN (14) STUDENTS UNDER AFORESAID PROGRAM; TOTAL OPERATING BUDGET FOR AFORESAID PROGRAM DURING SAID PERIOD IS \$19,110. (ESSEX COUNTY COLLEGE-\$15,288., CITY OF NEWARK-\$3,822.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-db.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND NEWARK DAY CENTER, GERIATRIC HEALTH SERVICES FOR PERIOD JANUARY 1, 1978 TO JUNE 26, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NEWARK DAY CENTER, GERIATRIC HEALTH SERVICES FOR DELIVERY OF MEDICAL SERVICES TO GERIATRIC PATIENTS FOR PERIOD JUNE 27, 1978 TO JUNE 30, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$17,500. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

June 26, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon submission of a certification of the Municipal Comptroller that funds are available for this purpose, was made by President Harris, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Giuliano, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-dc.

RESOLUTION AUTHORIZING MAYOR AND ACTING DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT WITH JOSEPH A. SUTTON, JR., R.A., P.C., FOR PURPOSE OF CONDUCTING A FEASIBILITY DESIGN STUDY OF THE SIXTEENTH AVENUE DISTRICT, FOR \$15,400. (FUNDS BUDGETED IN SAFE AND CLEAN NEIGHBORHOOD ACT OF 1973; NO ADDITIONAL CITY FUNDS REQUIRED) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Allen and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, James, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, Giuliano.

Not Voting: Councilman Bottone.

7-R-dd.

RESOLUTION DECLARING AN EMERGENCY EXISTS TO "AN ORDINANCE CREATING AN EMERGENCY APPROPRIATION OF \$391,297. FOR DISALLOWED COST IN THE AUDIT OF SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH FOR PERIOD JUNE 3, 1974 THROUGH SEPTEMBER 30, 1974," (6-F-o) ADOPTED JUNE 7, 1978, BEING FINALLY ADOPTED JUNE 26, 1978 (6-Ph, S & F-d) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-de.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1978 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, 1978 SUMMER RECREATION SUPPORT PROGRAM, \$98,600.; ITEM AVAILABLE FROM COMMUNITY SERVICES ADMINISTRATION.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-R-df.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES COMMUNITY SERVICE AGENCY FOR AMOUNT OF \$98,600.; FURTHER ALL FUNDS SHALL BE EXPENDED IN ACCORDANCE WITH TERM OF SAID GRANT AGREEMENT. (TO PROVIDE RECREATION AND TRANSPORTATION FOR UNDERPRIVILEGED YOUTH)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE NEW JERSEY STATE DIVISION OF LOCAL FINANCE (SIC) AND REQUEST THEIR OPINION WITH REGARDS TO "RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AN AGREEMENT AMENDING AGREEMENT DATED NOVEMBER 4, 1975 BETWEEN COMPUTER SCIENCES CORPORATION AND CITY OF NEWARK TO PROVIDE CITY WITH DATA PROCESSING SERVICES AND FUNCTION AS A FACILITIES MANAGEMENT CONTRACTOR FOR CITY OF NEWARK, AND EXTENDING THAT AGREEMENT UP TO AND INCLUDING JUNE 30, 1979," (7-R-bw-1, JUNE 26, 1978) was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION COMMENDING THE NEWARK DEPARTMENT OF RECREATION AND PARKS FOR ITS IMPLEMENTATION OF AN EXPANDED PROGRAM OF ACTIVITIES THIS SUMMER FOR THE CITY'S PHYSICALLY AND MENTALLY HANDICAPPED RESIDENTS, TO INCLUDE SWIMMING AND INSTRUCTION, CAMPING, MOVIES, TABLE GAMES, ARTS AND CRAFTS, TRACK AND FIELD, SOFTBALL AND SKATING, was made by Councilman Giuliano, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

June 26, 1978

7-M-c.

Councilman Carrino stated the United States Post Office will not deliver mail to the new senior citizens complex off Franklin Avenue because it has no assigned address, due to an administrative error in the planning stages.

A MOTION DIRECTING THE CITY CLERK TO INFORM POSTMASTER JOSEPH BENUCCI OF THE MUNICIPAL COUNCIL'S INTENT TO DESIGNATE THE NEW SENIOR CITIZENS COMPLEX OFF FRANKLIN AVENUE AS "1 BRANCH BROOK PLAZA" AS SOON AS THE PROPER LEGISLATION CAN BE DRAFTED AND THE APPROPRIATE MUNICIPAL AGENCIES CONSULTED, AND WHEN THE LEGISLATION IS FINALLY APPROVED, A COPY WILL BE SENT TO HIM IMMEDIATELY, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

7-M-d.

A MOTION COMMENDING CENTRAL WARD COUNCILMAN JESSE ALLEN FOR GIVING FOUR YEARS OF SERVICE TO THE MUNICIPAL COUNCIL, THE CITIZENS AND GOVERNMENT OF THE CITY OF NEWARK, NEW JERSEY AND COUNCILMAN-AT-LARGE ANTHONY J. GIULIANO FOR GIVING TEN YEARS OF SERVICE TO THE MUNICIPAL COUNCIL, THE CITIZENS AND GOVERNMENT OF THE CITY OF NEWARK, NEW JERSEY; AND THEIR DEDICATION, LOYALTY AND CONSCIENTIOUS ENDEAVOR ON BEHALF OF THE RESIDENTS OF THIS CITY WILL ALWAYS BE REMEMBERED, was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

Councilmen Allen and Giuliano thanked the Municipal Council for their commendation.

Councilman Tucker applauded Council President Harris for making the motion. He knows Councilmen Allen and Giuliano have been through some trying times on the Council. They have agreed on many issues and have disagreed on many issues as well, but they all basically share one opinion and that is they all love the City of Newark. Councilmen Allen and Giuliano will be missed as representatives of this Municipal Council.

June 26, 1978

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK,
RECEIVED JUNE 9, 1978, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE SALE OF PREMISES
COMMONLY KNOWN AS 180½ AVENUE L, BLOCK 2086, LOT 43, NEWARK, NEW JERSEY, TO THE HOUSING
AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY PURSUANT TO THE PROVISIONS OF N.J.S.
40:12-13 (b) (1)." (\$1.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 12,
 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone,
 seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker,
 Villani, President Harris.

8-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 21, 1978,
ENCLOSING PROPOSED "ORDINANCE AMENDING 'BOND ORDINANCE APPROPRIATING \$1,175,098. AND
AUTHORIZING THE ISSUANCE OF \$1,175,098. BONDS OR NOTES OF THE CITY FOR VARIOUS CAPITAL
IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF NEWARK, IN THE
COUNTY OF ESSEX, NEW JERSEY,' FINALLY ADOPTED NOVEMBER 14, 1977."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck met with the Council June 26, 1978)

(For action on this matter, see Item 6-F-q on Page 10 in the minutes of this
 meeting)

8-c.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 26, 1978,
ENCLOSING PROPOSED "CAPITAL ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX,
NEW JERSEY, AUTHORIZING THE APPROPRIATION OF \$4,896,000.00 FOR THE 'PUMPING STATION.'"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-r on Page 11 in the minutes of this
 meeting)

June 26, 1978

PENDING BUSINESS ON THE CALENDAR.

- 9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING TO PINE CREST ACRES, INC. AND ITS ASSIGNS AN EASEMENT RUNNING THROUGH BLOCK 533, LOT 3 ON THE WEST MILFORD TAX MAP AND HAVING A WIDTH OF 18' FOR PURPOSES OF INGRESS AND EGRESS TO PROPERTIES OWNED BY PINE CREST ACRES, INC. UPON PAYMENT OF FIVE HUNDRED (\$500.) DOLLARS AND THE COSTS OF PUBLICATION OF THIS ORDINANCE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

- 9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 8, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, (RENT CONTROL ORDINANCE) TO ADD A PROCEDURE FOR OBTAINING RENT SURCHARGES TO COVER THE COST OF REPAIRS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council May 16, 1978)

A motion to defer action on this ordinance was made by Councilman Giuliano, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from May 31, 1978 to June 13, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Mt. Carmel Guild Special Education for Blind	7379 (Amended)
Society of the Holy Rosary of St. Francis Xavier Church	7497 (Amended)
St. Bridget's Church	7508 (Amended)
Anshe Luborowitz Sisterhood	7520 (Amended)
Congregation Ahavas Sholom	7573 (Amended)

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1399

BINGO LICENSES (Continued)

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Congregation Chevra Anshe Lubovitz	7584 (Amended)
Newark Lodge #237-LOOM	7589 (Amended)
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	7592 (Amended)
St. Stanislaus Church	7678 (Amended)

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Central Ward Unit Boys' Club of Newark, Inc.	7723
Unified Vailsburg Services Organization	7724
Clinton Memorial AME Zion Church	7725
Newark Police Post 1439 VFW	7726
St. Bridget's Church	7727
Mother's Club of Essex Catholic High School	7728

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

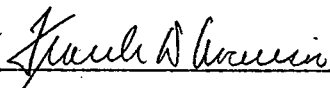
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Allen, Bottone, Carrino, Giuliano, James, Martinez, Tucker, Villani, President Harris.

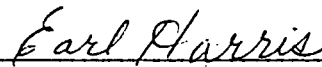
This meeting adjourned at 10:45 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President



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Newark, New Jersey, July 1, 1978

The Inauguration of the Mayor and Members of the Municipal Council of the City of Newark, New Jersey, was held on the above date in front of City Hall, Newark, New Jersey, at 12:00 Noon.

The grouping of the Colors was performed by the Essex Council Boy Scouts of America. A member of the Essex Council Boy Scouts of America led the audience in the Pledge of Allegiance.

The Star Spangled Banner was led by Ms. Theresa Fant, accompanied by the Newark Police Department Band.

The invocation was delivered by Very Reverend William J. Reilly, V.F., Dean of Central Newark, Pastor, St. Bridget's Church.

The City Clerk presented Certificates of Election to the Mayor and Members of the Municipal Council. The Oath of Office was administered to the Mayor and the Members of the Municipal Council, which was followed by addresses by Mayor Gibson and Members of the Municipal Council.

The ceremonies were concluded with a prayer by Reverend John R. Stanford, Zion Hill Baptist Church.

The Seventh Organization Meeting of the Municipal Council of the City of Newark, New Jersey, was held in the Council Chamber, City Hall, Newark, New Jersey, at 2:00 P. M.

Reverend J. Carr Holland, III, Grace Episcopal Church, offered a prayer.

The City Clerk certified Results for the Newark Municipal Election held May 9, 1978 and declared the Honorable Kenneth A. Gibson elected Mayor of the City of Newark; and Honorable Earl Harris elected Councilman-at-Large; Honorable Anthony Carrino elected Councilman from the North Ward; Honorable Henry Martinez elected Councilman from the East Ward; Honorable Michael P. Bottone elected Councilman from the West Ward; and Honorable Sharpe James elected Councilman from the South Ward, in accordance with the statutes provided.

The City Clerk further certified Results for the Newark Municipal Runoff Election held June 13, 1978 and declared Honorable Ralph T. Grant, Jr., Honorable Donald Tucker and Honorable Marie L. Villani elected Councilmen-at-Large; and Honorable Benjamin F. Johnson, III elected Councilman from the Central Ward, in accordance with the statutes provided.

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July 1, 1978

The City Clerk stated the next order of business was the election of a Council President.

The City Clerk announced Councilman Johnson advised him he desires to make a motion, seconded by Councilman Martinez, to nominate as President of the Municipal Council the Honorable Earl Harris.

RESOLUTIONS.

7-R-a.

RESOLUTION ELECTING EARL HARRIS PRESIDENT OF THE MUNICIPAL COUNCIL.

The City Clerk asked if there were any other nominations.

A motion to close the nominations and elect the Honorable Earl Harris President of the Municipal Council was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Harris, James, Johnson, Martinez, Tucker, Villani.

The City Clerk declared the Honorable Earl Harris has been duly elected President of the Municipal Council of the City of Newark, New Jersey and Resolution 7-R-a unanimously adopted.

The City Clerk presented the Gavel to the President of the Municipal Council of the City of Newark, New Jersey.

President Harris thanked his colleagues on the Municipal Council for their vote of confidence. He assured the citizens of the City of Newark that his every move will be in the best interest of the City of Newark.

The Members of the Municipal Council congratulated Honorable Earl Harris on being elected President of the Municipal Council.

President Harris called the Seventh Organization Meeting of the Municipal Council of the City of Newark to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

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In addition, the agenda of this meeting was similarly disseminated on June 29, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Item 8-n on this Calendar at this time was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-n.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 30, 1978, APPOINTING MR. VINCENT TOMA, TO THE POSITION OF DIRECTOR OF PUBLIC WORKS, SUBJECT TO MUNICIPAL COUNCIL'S CONFIRMATION ON JULY 1, 1978.

(Copy of communication submitted to each Member of the Council)

(Mr. Toma met with the Council July 1, 1978)

A motion to confirm the nomination of Mr. Vincent Toma, to the position of Director of Public Works, was made by Councilman Martinez, seconded by Councilman Tucker.

President Harris: Will the Council confirm the nomination.

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

A motion to consider Item 8-o on this Calendar at this time was made by Councilman Tucker, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Tucker.

8-o.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 30, 1978, APPOINTING MR. DOUGLAS MORGAN, TO THE POSITION OF DIRECTOR OF HEALTH AND WELFARE, SUBJECT TO MUNICIPAL COUNCIL'S CONFIRMATION ON JULY 1, 1978.

(Copy of communication submitted to each Member of the Council)

(Mr. Morgan met with the Council July 1, 1978)

A motion to confirm the nomination of Mr. Douglas Morgan, to the position of Director of Health and Welfare, was made by Councilman Tucker, seconded by Councilman Johnson.

Councilman Tucker stated he had the distinct pleasure of working with Mr. Douglas Morgan a few years ago in the Department of Health and Welfare. He thinks Mr. Morgan's history as an administrator, working in three different positions,

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his latest one as the Mayor's Aide in charge of legislation dealing directly with the State of New Jersey, he has proven himself, not as just a man who can take on a particular responsibility, but also a person who has experience and background to be the Health and Welfare Director of the City of Newark.

Councilman Tucker noted Mr. Morgan is a graduate of New York University Graduate School of Public Administration, has a Bachelor of Science Degree and has been working in the Department of Health and Welfare for the past six years. Councilman Tucker felt Mr. Morgan is a talented and dedicated young person who is going to move the Department of Health and Welfare forward. He is very proud to make the motion to confirm Mr. Morgan's nomination and hopes his colleagues, after reviewing Mr. Morgan's application, will vote in the affirmative in confirming Mr. Douglas Morgan to the position of Director of Health and Welfare.

Councilman James noted Mr. Toma, in the pre-meeting conference interview, indicated for the record he presently resides in Irvington and would consider moving to the City of Newark. As one of those who believes in jobs for Newarkers, and one of those who strongly believes a Director who serves the City of Newark should be a resident of the City of Newark, and he voted in the affirmative for Mr. Toma, he would like the record of this meeting to show that Mr. Toma indicated that he clearly intends to move to the City of Newark.

President Harris: Will the Council confirm the nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

Mayor Gibson expressed his appreciation to the Municipal Council for the cooperation they have received throughout this period in preparation for the Inauguration. He said the elected Officials, in many cases, get a great deal of credit for what happens in the City and they cannot do that without their outstanding staff. They are going to need that same kind of help and cooperation between the elected officials and staff people for the next four years. The Mayor and Council have and will continue to work together but they have to respect, at all times, that there are ten elected officials in the City of Newark, the Mayor and nine Council Members. Mayor Gibson, on behalf of the City Administration, expressed their appreciation and continued cooperation with the Municipal Council and staff people.

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7-R-b.

RESOLUTION FIXING RATE OF INTEREST TO BE CHARGED ON DELINQUENT TAXES OR ASSESSMENTS AT 8% ON FIRST THOUSAND DOLLARS OF DELINQUENCY AND 12% ON AMOUNTS IN EXCESS THEREOF AS OF JULY 1, 1978.

Councilman Tucker requested his remarks at the pre-meeting conference in reference to this matter be made part of the minutes of this meeting.

"Councilman Tucker asked what is the reaction and if the rate of interest to be charged on delinquent taxes or assessments can be increased.

The City Clerk replied there have been no complaints. The rates fixed meet the statutory limitations.

Councilman Tucker said he is referring to banks. He is concerned about increasing the rate of interest. Councilman Tucker asked if 8% is the maximum.

The City Clerk replied in the affirmative. The law states that the rate shall not exceed 8% per annum on the first \$1,000. of the delinquency and 12% per annum on any amount in excess of \$1,000. (R.S. 54:4-67)

Councilman Tucker requested Acting Tax Collector Kenneth Joseph and Assistant Municipal Treasurer Paul H. Barton be invited to meet with the Municipal Council to ascertain the percentage on short term loans, evaluate same and possibly raise the ceiling.

The City Clerk indicated he will check the law in this matter."

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING EARL HARRIS, PRESIDENT OF THE MUNICIPAL COUNCIL, TO REJECT OR APPROVE FOR THE GOVERNING BODY, THE FINDINGS AND DETERMINATION ON BINGO AND RAFFLES LICENSES APPLICATION.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION APPOINTING COUNCILMAN BENJAMIN F. JOHNSON, III A MEMBER OF THE SECOND RIVER JOINT MEETING BEGINNING JULY 1, 1978 AND ENDING JUNE 30, 1979.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

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Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION APPOINTING COUNCILMAN SHARPE JAMES A MEMBER OF THE JOINT MEETING MAINTENANCE BEGINNING JULY 1, 1978 AND ENDING JUNE 30, 1979.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION APPOINTING COUNCILMEN MEMBERS OF THE BOARD OF SCHOOL ESTIMATE FOR A PERIOD OF (6) MONTHS BEGINNING JULY 1, 1978 AND ENDING DECEMBER 31, 1978.

A motion to defer action on this resolution until the July 12, 1978 meeting of the Municipal Council and directing that the present incumbents of the Board of School Estimate continue until the date of the new appointments, was made by President Harris, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION APPOINTING COUNCILMAN DONALD TUCKER A MEMBER OF THE CENTRAL PLANNING BOARD, BEGINNING JULY 1, 1978.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION APPOINTING ALPHONSE STOIA, JR. MEMBER OF THE BOARD OF ADJUSTMENT FOR A TERM COMMENCING JULY 1, 1978 AND ENDING JUNE 30, 1982.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

Not Voting: Councilmen Grant, Johnson.

A motion to consider Items 8-a through 8-m on this Calendar under "Ordinances on First Reading" was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

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Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
President Harris.

No: Councilman James.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Bottone.

Councilman Carrino stated his vote on each of these ordinances will reflect the fact that he does not wish to vote on seven or eight different ordinances in a package. His vote on these ordinances will show that when they are ready to vote individually on each of these, then he will vote in the affirmative or negative depending on which one they are discussing.

Councilman James recorded similar sentiments. He believed it is wrong to vote raises in a package. He, too, will vote in the negative today and would appreciate being able to vote individually for the various raises. Councilman James contended if a person merits a raise, has improved the delivery of services, has been accountable to the citizens of Newark, it is certain the individuals should receive a raise, but he does not believe that they should receive it as "vegetable soup," put all raises in a pot and by a single vote either approve all the raises or none of the raises. Councilman James concurred with remarks of Councilman Carrino that there are individuals whom he will support for a raise, but he will not be able to vote for a blanket raise for all of these positions.

Councilman Tucker said the ordinances, as submitted, are being considered on first reading. They will be advertised and subsequently voted on at the next Council meeting. These ordinances were submitted by Administration. Whether or not they like the package, their choice or option in this regard is to either accept or reject the ordinances as they presently stand. If it is the Council's desire at the next meeting to amend these particular ordinances and to relate to the people individually, or the job individually, they can do it at the next meeting, but their option at this point is to accept or reject the ordinances as they were submitted to the Municipal Council.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

July 1, 1978

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-b. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-c. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF ENGINEERING)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

President Harris: The yeses are eight and the no is one. This ordinance is

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declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR,"

(6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-e.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES

THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

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6-F-f.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-j) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-i) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST SALARIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Bottone.

Councilman James expressed concern why the salaries for the positions are deleted from the Calendar. There are no salaries mentioned in the Calendar.

The City Clerk related the statute permits the reading of an ordinance on first reading by title. The ordinances will be advertised in full and public notice given of its introduction and passage on first reading as provided by law. These ordinances will come up for a public hearing and be considered for further action on July 12, 1978.

Councilman James asked the City Clerk, "Are you suggesting, for the record, that for the next four years when we have salary ordinances before us, they will not appear under "Communications" on the Calendar? Are you just doing this today? Is this going to be the format for the next four years that salaries will not be listed?"

The City Clerk again responded these ordinances will be advertised in full and public notice given of the introduction and passage on first reading as provided by law. These ordinances will come up for a public hearing and be considered for

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further action on July 12, 1978. The statute permits reading the ordinance by title on first reading.

The motion to adopt the ordinance on first reading was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

President Harris indicated the ordinances which the Council is acting on now are communications submitted to the Council by the Mayor and Business Administrator on recommendations forthcoming from the Mayor. The Mayor has said to the Council, on numerous occasions, that he has found it very difficult to attract certain kinds of skills he felt was necessary to perform the job in the City of Newark. In many instances, it would reflect the retention of individuals who are presently working in City government, but what is basic and foremost for their consideration is that there has been a history of individuals working in top level management positions who have left the services of the City. Administration and some Members of the Municipal Council strongly feel in order to retain certain talents, it is necessary to pay them for their basic and academic skills.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-g) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST SALARY FOR CORPORATION COUNSEL)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

President Harris: The yeses are eight and the no is one. This ordinance

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is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SECRETARIAL ASSISTANT, MAYOR'S OFFICE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

President Harris: The yeses are eight and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AND CREATE CERTAIN POSITIONS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

The City Clerk indicated a legal opinion has been received from the Law Department which suggests that Section 2 of this ordinance be amended to indicate the number of individuals who are going to be in those positions.

A motion to insert the number of positions in Section 2 of this ordinance was made by President Harris, seconded by Councilman Johnson and adopted by the following votes;

Yes: Councilmen Bottone, Grant, Johnson, Tucker, Villani, President Harris.

No: Councilmen Carrino, James, Martinez.

A motion to adopt the ordinance, as amended, on first reading was made by President Harris, seconded by Councilman Bottone and declared adopted by President

Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, Villani, President Harris.

No: Councilmen Carrino, James, Martinez.

President Harris: The yeses are six and the noes are three. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978

6-F-l.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed

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to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

6-F-m.

The City Clerk read AN ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris.

No: Councilmen James, Martinez.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 12, 1978.

A motion directing the City Clerk to change the effective date of all the administrative salary ordinances to July 1, 1978, was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

Councilman James declared the public will have to read the newspapers to understand what the Council has done today. He does not feel across the board blanket raises are in the best interest of our City. Moreover, the absence of merit in granting raises is to reward incompetence equally with competence. Most of the proposed raises fall between 50% and even as high as 100% without any justification. One person will be receiving a \$14,000. raise and the cost of living, the national norm income for people is well below that. If raises are going to be given to the Council, City Clerk's Office, he thinks they should start with the blue collar workers. He declared if they can justify raises at the top, they certainly can justify raises at the bottom. He finds it rather an act of hypocrisy when a man making \$6,500. comes before them asking for a 5% or 7% raise and they have to negotiate for sixteen weeks, yet today they are

giving raises without justification.

Councilman James asserted this is a package deal, raises for the Council, Office of the City Clerk and Administration, not based on merit, not based on delivery of services. The person who is going to pay the freight is the taxpayer. Councilman James cited businesses closing down in the City and they continue to spend without justification. He believes the duties of this office certainly call for more money but he believes if they are going to give raises, they should start at the bottom and work up to the top. Councilman James indicated he will support the Mayor's raise. The Mayor has been underpaid for eight years and is paid less than the Executive Director of the Newark Housing Authority and the Executive Superintendent of Schools. Councilman James felt there are individuals in office who do deserve a raise. He declared if a person is to receive a \$15,000. raise, it should be based on a program of innovation and performance, not promises. He disagrees with across the board blanket raises.

COMMUNICATIONS.

8-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-a on Pages 7 and 8 in the minutes of this meeting)

8-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-b on Page 8 in the minutes of this meeting)

8-c. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF ENGINEERING)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-c on Pages 8 and 9 in the minutes of this meeting)

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- 8-d. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-d on Page 9 in the minutes of this meeting)

- 8-e. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-e on Page 9 in the minutes of this meeting)

- 8-f. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-j) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-f on Page 10 in the minutes of this meeting)

- 8-g. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST SALARIES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-g on Pages 10 and 11 in the minutes of this meeting)

- 8-h. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-g) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST SALARY FOR CORPORATION COUNSEL)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-h on Page 11 in the minutes of this meeting)

- 8-i. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, ENCLOSING PROPOSED "ORDINANCE TO AMEND, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SECRETARIAL ASSISTANT, MAYOR'S OFFICE)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-i on Page 12 in the minutes of this meeting)

- 8-j. PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AND CREATE CERTAIN POSITIONS)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-j on Page 12 in the minutes of this meeting)

- 8-k. PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-k on Page 13 in the minutes of this meeting)

- 8-l. PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-l on Page 13 in the minutes of this meeting)

- 8-m. PROPOSED "ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-m on Page 14 in the minutes of this meeting)

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8-n. COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 30, 1978,
APPOINTING MR. VINCENT TOMA, TO THE POSITION OF DIRECTOR OF PUBLIC WORKS, SUBJECT TO
MUNICIPAL COUNCIL'S CONFIRMATION ON JULY 1, 1978.

(Copy of communication submitted to each Member of the Council)

(Mr. Toma met with the Council July 1, 1978)

(For action on this matter, see Page 3 in the minutes of this meeting)

8-o. COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JUNE 30, 1978,
APPOINTING MR. DOUGLAS MORGAN, TO THE POSITION OF DIRECTOR OF HEALTH AND WELFARE,
SUBJECT TO MUNICIPAL COUNCIL'S CONFIRMATION ON JULY 1, 1978.

(Copy of communication submitted to each Member of the Council)

(Mr. Morgan met with the Council July 1, 1978)

(For action on this matter, see Pages 3 and 4 in the minutes of this meeting)

Reverend Sebastian Lliteras, Immaculate Heart of Mary, offered the Benediction.

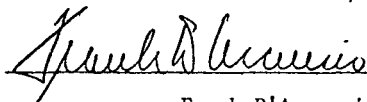
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and
adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

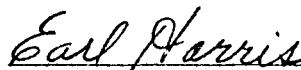
This meeting adjourned at 3:00 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:40 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Benjamin Fusco, Our Lady of the Rosary Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on July 5, 1978 at the time of its preparation. All persons who pre-paid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

A motion to consider Resolution 7-R-ba at this time was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION COMMENDING CHARLIE MITCHELL, DARREL ARMSTRONG, HENRY LEVANDOSKI, BILL TATUM, CARL WALKER AND DERRICK WEBSTER FOR OUTSTANDING AND MERITORIOUS SERVICE TO THE CITY OF NEWARK DURING A RECENT FIRE AT 17 MILLER STREET.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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Councilman Tucker read the following resolution:

WHEREAS, on July 1, 1978, Charlie Mitchell, a resident of Irvington, discovered a fire occurring at 17 Miller Street, a six-family, three-story frame structure; and

WHEREAS, after entering the building and alerting the tenants, Mr. Mitchell saw the need for more help, and called for help to a group attending a celebration; and

WHEREAS, Darrel Armstrong, Henry Levandoski, Bill Tatum, Carl Walker and Derrick Webster, all City residents entered the burning building in the heavy heat, smoke and ravaging fire, searched for and aided victims, and risked their lives to effect the rescue of at least four fellow Newarkers, without regard for their personal safety, from this blaze which took the life of one of the tenants; and

WHEREAS, Fire Director John P. Caufield has officially cited these six men for heroism and bravery; and

WHEREAS, the Newark Municipal Council finds that the brave and selfless actions of these six men are outstanding and truly meritorious and worthy of official recognition and commendation;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That they officially tender this resolution of commendation to Charlie Mitchell, Darrel Armstrong, Henry Levandoski, Bill Tatum, Carl Walker and Derrick Webster for outstanding and meritorious service to the citizens and government of the City of Newark.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to these six men.

Councilman Tucker, on behalf of the Municipal Council presented engrossed copies of the resolution to those gentlemen who were present.

Fire Director Caufield thanked the Municipal Council for joining the Fire Department in the commendation of these gentlemen without whose efforts several people would have lost their lives. On behalf of the Fire Department, Director Caufield presented Certificate of Appreciation to these gentlemen for their efforts.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MAY 24, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MAY 24, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD MAY 17, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD MAY 17, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION, HELD MAY 17, 1978.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented REPORT OF SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF MAY, 1978, SUBMITTED BY ACTING TAX COLLECTOR JOSEPH.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF MAY, 1978.

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A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF MAY, 1978, SUBMITTED BY HOPE JACKSON, ACTING DIRECTOR.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented REPORT OF OFFICE OF CITY CLERK, FOR THE MONTH OF MAY, 1978.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY, 1978 TO MAY, 1978.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on First Reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURNS ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln

Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

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(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET.

(West on Raymond Boulevard to South on Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS A ONE-WAY STREET.

(Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

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Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH TENTH STREET AS A ONE-WAY STREET.

(Deleting South 10th Street, Southbound, from Avon Avenue to Clinton Avenue

Adding South 10th Street, Southbound, from Springfield Avenue to Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING ALDINE STREET AS A ONE-WAY STREET.

(Deleting Aldine Street, Southbound, from Bragaw Avenue to Chancellor Avenue

Adding Aldine Street, Southbound, from Bragaw Avenue to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON CAMP STREET.

(Section 23:2-1 - One-Way Streets

Deleting Camp Street, Eastbound, from Broad Street to Mulberry Street

Adding Camp Street, Eastbound, from Broad Street to Orchard Street

Section 23:5-1 - Parking Prohibited at All Times

Adding Camp Street, South Side, from Orchard Street to Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1, 23:5-2 AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON WARREN STREET AND COMMERCE STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Giuliano and declared adopted by President Harris by

the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 9, 1978.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1, 23:5-2 AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON ORANGE STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 9, 1978.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC REGULATIONS ON MARNE STREET, SAYRE STREET AND SHERMAN AVENUE.

(Deleting Marne Street, Southbound, from Magazine Street to Ferry Street

Sayre Street, Eastbound, from Springfield Avenue to West Kinney
Street

Sherman Avenue, Southbound, from Parkhurst Street to Gillette Place

Adding Marne Street, Southbound, from Magazine Street to Wilson Avenue

Sayre Street, Southbound, from Springfield Avenue to West Kinney
Street

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Sherman Avenue, Westbound, from Parkhurst Street to Gillette Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Midblock Crosswalks - Section 23:2-1

On Bergen Street, 682 feet of the southerly curblin of West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-o.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Durand Street, Eastbound, from Mulberry Street to McCarter Highway

Hoyt Street, Southbound, from New Street to Warren Street

Orange Street, Westbound, from Orange Street to High Street

Pierson Place, Southbound, from Bank Street to Market Street

Rutgers Street, Northbound, from South Orange Avenue to West Market Street

Searing Street, Northbound, from Warren Street to New Street

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Sidney Place, Southbound, from West Market Street to Nelson Place
Summit Place, Westbound, from High Street to Lock Street
Wallace Street, Southbound, from West Market Street to South
Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of
Transportation, Division of Traffic Engineering was made by President Harris, seconded
by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

/ 6-F-p.

The City Clerk read AN ORDINANCE PROVIDING FOR THE SALE OF PREMISES COMMONLY
KNOWN AS 180½ AVENUE L, BLOCK 2086, LOT 43, NEWARK, NEW JERSEY, TO THE HOUSING
AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.
40:12-13 (b) (1) (\$1.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman
Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the
following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance
is declared adopted on first reading and the City Clerk is hereby authorized and directed
to advertise said ordinance and give public notice of its introduction and passage on
first reading as provided by law. This ordinance will come up for a public hearing and
be considered for further action on August 9, 1978.

At a later time in the meeting, a motion to consider Item 8-h on First Reading
was made by Councilman Grant, seconded by Councilman James and declared adopted by
President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

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6-F-q.

The City Clerk read AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND VINDICATE SOCIETY, INC. FOR PREMISES COMMONLY KNOWN AS 32 CENTRAL AVENUE, BLOCK 20, LOT 1, FOR THE SUM OF THREE THOUSAND, THREE HUNDRED SIXTY NINE (\$3,369.) DOLLARS PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF ONE (1) YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 9, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:11-1, Traffic Control Signals, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be amended by adding thereto:

University Avenue and Warren Street

Section 2. That the traffic signal installation shall be in accordance with the provision of an act concerning motor vehicles and traffic regulations, Sub-

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Title I of Title 39 of the Revised Statutes of the State of New Jersey, shall conform to the design and shall be maintained in operation as authorized by the Department of Transportation.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING, "BOND ORDINANCE APPROPRIATING \$1,175,098 AND AUTHORIZING THE ISSUANCE OF \$1,175,098 BONDS OR NOTES OF THE CITY FOR VARIOUS CAPITAL IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY," FINALLY ADOPTED NOVEMBER 14, 1977.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all Members thereof affirmatively concurring) AS FOLLOWS:

Section One. Section 3 of the bond ordinance entitled "Bond Ordinance Appropriating \$1,175,098 and Authorizing the Issuance of \$1,175,098 Bonds or Notes of the City for Various Capital Improvements or Purposes Authorized to be Undertaken by the City of Newark, in the County of Essex, New Jersey," finally adopted November 14, 1977, is hereby amended to read as follows:

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"Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation for and estimated cost of each purpose, the estimated maximum amount of bonds or notes to be issued for each purpose, and the period of usefulness of each purpose are respectively as follows:

<u>Improvement or Purpose</u>	<u>Project Number</u>	<u>Appropri- ation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
Substantial exterior reconstruction and window improvements at City Hall	09-77	\$100,000	\$100,000	40
Substantial reconstruction of various fire-houses in the City including 241-243 High Street, 65 Congress Street, 344-346 Springfield Avenue, West Market and Hudson Streets, 296 Ferry Street, 195-199 Summer Avenue, 69-71 Vesey Street, 269-271 Park Avenue, 84-86 Clinton Place, 526-528 Frelinghuysen Avenue, 420-438 Sanford Avenue, 1028-1030 Bergen Street, Port Street and Doremus Avenue, 12-19 Pine Street, 56 Prospect Street, 44 Mt. Prospect Avenue, Bureau of Combustibles- Police Academy and the fire alarm and construction maintenance facility at 39 Center Street; completion of the reconstruction of 213-217 Belmont Avenue; substantial reconstruction of the interior and apparatus room at 296 Ferry Street; relocation of fuel pumps at various fire facilities; and the acquisition of various items of breathing equipment	11-77	\$210,000	\$210,000	15
Continuation of the acquisition and installation of remote water meter reading devices	12-77	\$150,000	\$150,000	10

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<u>Improvement or Purpose</u>	<u>Project Number</u>	<u>Appropri- ation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
Substantial reconstruction of the entrance and exit ramps and retaining walls, the replacement of intake and exhaust fan motors and the boiler at Military Park Garage	13-77	\$ 100,000	\$ 100,000	10
Acquisition of heavy duty vehicles for the Department of Public Works, including (1) five ton wrecker, (1) fifty ton wrecker, (5) motor brooms, (9) refuse collection trucks, (4) salt spreaders, (1) one and one-half yard dump truck, (1) three-quarter ton truck, and (1) sidewalk motor broom	14-77	\$ 615,098	\$ 615,098	5
TOTAL		<u>\$1,175,098</u>	<u>\$1,175,098</u>	

Section Two: This amending ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

July 12, 1978

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

A CAPITAL ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, AUTHORIZING THE APPROPRIATION OF \$4,896,000. FOR THE "PUMPING STATION".

WHEREAS, the Economic Development Administration Act of 1965, through TITLE I thereof, has made available to local governments special grants for public improvement; and

WHEREAS, this project strives to achieve a goal of improved economic development with the following specific objective:

To construct a pumping station on a 1.5 acre parcel of property on the east side of Newark International Airport.

To complete hydraulic improvements for the Queens and Peddie Ditches located upstream of U.S. Route 1 and 9.

WHEREAS, this project is augmented with funds totaling \$1,300,000.00 which was included in the 1977 Capital Budget as adopted by the Municipal Council as Resolution #7Rca, at their meeting of August 3, 1977.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The improvement described hereinbelow is hereby authorized as a general improvement to be made by the Municipal Council of the City of Newark, New Jersey. For the said improvement or purpose, there is hereby appropriated \$4,896,000.00, sum representing the partial cost thereof.

2. The purpose for which this appropriation is authorized is the construction of a pumping station and rehabilitation of the Queens and Peddie Ditches.

3. The Municipal Council of the City of Newark hereby assures and certifies that the "assurances," as attached to this ordinance and identified as "Attachment" shall be met.

4. This ordinance shall take effect following its adoption in accordance with the requirements of law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on second reading and final passage, advertised in accordance with law, amended, and a hearing date set for the amendments. It is now before you for public hearing on the amendment:

AN ORDINANCE TO AMEND SECTION 3 OF "AN ORDINANCE TO IMPOSE A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK," ORDINANCE 6-S & F-m, JANUARY 4, 1978 TO REDUCE THE RATE IMPOSED FOR 1978 FROM THREE FOURTHS OF ONE PERCENT (.75%) TO ONE HALF OF ONE PERCENT (.50%) EFFECTIVE APRIL 1, 1978, AS AMENDED)

BE IT ORDAINED BY THE MUNICIPAL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Section 3 of Ordinance 6-S & F-m, adopted January 4, 1978 be and the same is hereby amended to read as follow, viz.:

Section 3. There is hereby imposed on every employer a tax equal to one half of one percent (.50%) of his payroll, on all payrolls related to services performed during the nine month period April 1, 1978 - December 31, 1978 inclusive.

Section 2. Said Ordinance 6-S & F-m, adopted January 4, 1978 to the extent not amended by this ordinance, is ratified, confirmed, approved and continued in all respects.

Section 3. This ordinance shall be deemed effective April 1, 1978.

President Harris called for those desiring to be heard on the amendments to the ordinance to approach the rail, give his name and address and be heard.

MR. RALPH J. VILLANI, 79 LANG STREET, NEWARK, questioned the reason behind this ordinance and what the loss would be in tax dollars by reducing the percentage.

Councilman Carrino replied the purpose of the ordinance is to encourage businesses not to leave the City. Most of the cities in New Jersey have no employee payroll tax and this reduction might encourage businesses to stay within the City limits.

President Harris replied there is no loss in revenue contemplated because of the effective date. A \$100,000. surplus will remain in the budget and he felt the City can ill afford the luxury of having companies leave the City which results in loss of job opportunities.

No one else appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

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Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor adopted May 4, 1977 (6S&FD) as amended, be and the same is hereby amended to adjust the salaries as follows, to wit:

(a) Office of the Business Administrator

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Business Administrator 700030	7/1/78	\$ 34,650.00	\$ 34,650.00
Business Administrator 700010	7/1/78	44,100.00	44,100.00

(b) Budget Division

Budget Officer 234070	7/1/78	24,176.00	29,324.00
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(c) Personnel Division

City Personnel Director 710060	7/1/78	24,176.00	29,324.00
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(d) Central Purchase

City Purchasing Agent 662060	7/1/78	24,176.00	29,324.00
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(e) Taxicab Division

Director, Taxicab Division 200104	7/1/78	24,176.00	29,324.00
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Section 2. All prior ordinances or parts of prior ordinance which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The hereinabove created positions are to be considered managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

The following speakers addressed the Municipal Council expressing their opposition to the ordinances increasing salaries for Members of the Council and various Department Heads. They felt better use could be made with the money by creating meaningful jobs to help turn the City around. The speakers questioned where the money is to come from and how much more taxpayers will be required to pay. Some of the speakers indicated if the Council approves these salary ordinances, they will seek the necessary petitions to place this matter on a referendum in the November Election. Some of the speakers indicated they were disappointed to see the people they supported in the recent election are requesting an increase far out of proportion to those granted to other City employees.

MR. RALPH J. VILLANI, 79 LANG STREET, NEWARK, NEW JERSEY.

MR. STEPHEN COLUCCI, 218½ SUMMER AVENUE, NEWARK, NEW JERSEY.

MRS. FRANCES FORD, 35 RANDOLPH PLACE, NEWARK, NEW JERSEY.

MR. GEORGE WILSON, 570 RIDGE STREET, NEWARK, NEW JERSEY.

MR. RICHARD BELL, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY.

MR. WALTER S. PERNA, 313 SUMMER AVENUE, NEWARK, NEW JERSEY.

MRS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY.

MRS. LOUISE EPPERSON, 303 - 7TH AVENUE, NEWARK, NEW JERSEY.

MRS. MARY RUGUCCI, 190 DEWEY STREET, NEWARK, NEW JERSEY.

MR. B. T. MATHIS, 103 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.

MS. MARILYN BELL, 67 - 19TH AVENUE, NEWARK, NEW JERSEY.

MR. JAMES NANCE, 89 OSBORNE TERRACE, NEWARK, NEW JERSEY.

DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY.

MR. SAIDI NGUVU, 146 CHESTER AVENUE, NEWARK, NEW JERSEY.

MR. ROBERT EARL DAVIS, 351 BROAD STREET, NEWARK, NEW JERSEY.

MR. CHARLES DINSON, 130 ORATON STREET, NEWARK, NEW JERSEY.

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MRS. HELEN POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY.

MR. HAROLD WILSON, 32 WINANS AVENUE, NEWARK, NEW JERSEY.

MR. JAMES LETTERLOUTH, 299 SCHLEY STREET, NEWARK, NEW JERSEY.

MRS. RENEE STARKS, 590 HIGH STREET, NEWARK, NEW JERSEY.

MS. ORLEEN BOND, 34 RENNER AVENUE, NEWARK, NEW JERSEY.

MRS. LUCILLE PETERSON, 122 LUDLOW STREET, NEWARK, NEW JERSEY.

MR. DONALD BRADLEY, PRESIDENT, WEEQUAHIC FATHER'S CLUB, indicated he was not opposed to the raise being proposed for Mayor Gibson and the Members of the Council but he was opposed to some of the raises for the Department heads.

MR. WILLIAM CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY, indicated he was not opposed to the raises being proposed. He felt the Mayor and the Council were deserving of an increase and if they don't do their job they can always be recalled.

MR. JOHN HOWARD, 15 SCHEERER AVENUE, NEWARK, NEW JERSEY.

MR. TOM CORBALLY, 515 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY.

MR. JOHN D. BROWN, 159 JAMES STREET, NEWARK, NEW JERSEY.

The above gentlemen addressed the Municipal Council speaking in favor of raises for people who were elected by the voters of the City. The speakers pointed out the Members of the Council are on call 24 hours a day. The streets within the City are being repaired, sidewalks are being paved and new structures are being built. The speakers also indicated they felt many of the people who are condemning the Council were doing so just because of the present incumbents and the fact that some of the speakers were unable to gain political office. They further indicated they felt middle management salaries were too low and because of this many valuable employees have been lost to surrounding communities.

The following speakers addressed the Municipal Council indicating their Members felt it was unfair to move these ordinances at this time as they were told during negotiations the City had no money for raises. The speakers indicated they were only able to seek a 5% increase and questioned the equity with respect to these ordinances. The speakers further indicated the morale in their Departments are low and their people do not feel they are being treated fairly.

MR. ANTHONY NARDONE, PRESIDENT, NEWARK FIREMEN'S UNION, 188 MULBERRY STREET, NEWARK, NEW JERSEY.

MR. NICHOLAS GESUALDO, PRESIDENT, SUPERIOR OFFICERS ASSOCIATION, POLICE DEPARTMENT, 472 ORANGE STREET, NEWARK, NEW JERSEY.

President Harris stated each and every resident can voice their complaints or address their remarks with respect to the ordinances but they cannot engage in personalities or cast aspersions on any Members of the Body. He requested the cooperation of the citizens present to adhere to the rules in addressing the Municipal Council.

Councilman Carrino stated although most of the people present know how he is voting with respect to salary ordinances, it should be noted that the Mayor and Members of the Council have been without an increase in compensation for 8 years. He felt some of the speakers were unjust in their remarks with respect to the Mayor and the Council.

President Harris noted he has heard some of the speakers make remarks with respect to the inaction of the Municipal Council. He pointed out the additional policemen on the streets are a result of Council pressure on Administration and the citizens should be concerned with the responsibility of the judges who make the determination whether an individual who is apprehended walks out of the court room or not. He also noted the Council has always supported the Fire and Police Departments fully.

Councilman Carrino stated he wished to respond to some of the remarks by the speakers and expressed the thought if the 600 or 700 policemen lived inside the City of Newark and did not reside in other towns, perhaps we would not be under the tax pressure we are under now. He felt that over the next four years some of these City employees are going to have to make a very hard decision, either they want to get paid here and face the problems we have here or get a job some place else.

Councilman Martinez noted increases were granted in the Police and Fire Departments based upon the salary of the chiefs in their department and Council took appropriate action. He noted it is many years that the Mayor and the Council have gone without an increase in salary.

Councilman James questioned the Council making individual responses to the speakers. He felt they should not debate each issue but after the speakers are heard the Council should be heard.

At this point of the meeting, President Harris called on Business Administrator Buck, who is the Acting Mayor of the City of Newark for a statement Mayor Gibson wished to be placed in the record.

"If we are to continue the positive development of recent years in Newark, we will have to provide adequate compensation to the dedicated men and women who administer our various City Departments and agencies. In the last few years we have managed to achieve some significant improvements in municipal services and to lay the groundwork for further progress in the next four years. At the same time, we have been able to provide some real relief to our taxpayers and we have every hope that the downward trend in the

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municipal property tax rate can continue in 1979. This better performance has not been achieved through accident and it cannot be maintained through chance, we must attract and keep first rate administrators in every phase of our municipal operation. To do this we must pay salaries that are competitive with those in private industries and other levels of government. We are at last seeing what can be accomplished by competent, committed municipal workers. We cannot afford to pay these workers cheap. We must make it worth their while to stay in City government and continue their efforts to improve the services which the people of Newark need and deserve."

Councilman James questioned whether any effort had been made to delete titles from the ordinances so that individual Council Members may vote individually on the salary ordinances for raises.

City Clerk D'Ascensio replied the ordinances have been advertised in the form in which they are before the Council and public hearing will be heard on the entire ordinance. If it is the will of the Council to make a motion with respect to any particular title and that motion is seconded and carried, that particular title can be deleted or changed in whatever fashion the majority of the Council indicates. If this change represents a decrease in salary or in the number of positions, the ordinance can be amended without further advertisement.

Councilman James replied in view of the fact these ordinances encompass across the board raises for individuals and he cannot vote individually for raises based on merit, he cannot support these measures. He agreed some individuals deserve raises especially in view of the fact the Executive Superintendent of Schools makes \$47,000. and the Director of the Newark Redevelopment and Housing Authority makes \$49,000. without any hue and cry from the public. He felt the Chief Executive should not be third in the pay scale in the City of Newark.

Councilman James expressed his concern about blue collar workers and members of the Police and Fire Departments. He questioned the fact that school crossing guards have been negotiating for over two years for raises and other benefits.

Councilman James said he has never disputed that Council Members put in more than 30 hours and that the pay is inadequate. However, he felt no one forces anyone to run for public office. He did not feel the Council has the obligation to place that extra burden on the taxpayer.

Councilman James also expressed his opposition that the salaries are being presented as a package deal.

Councilman James cited the many City employees in the upper echelon who use their

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City's position as a "stepping stone" to higher positions elsewhere.

Councilman James said he wished to state for the record he does not disagree with his colleagues on raises. He disagrees on the method in which it is being presented to the Council. The Council has been elected by poor people who happen to be a majority in this City and there is an obligation to these people.

Councilman Tucker pointed out there are many inequities which are being corrected by these salaries. He cited the instance of the salary of Deputy Mayor which was set in 1970 and has not been changed for the last eight years.

Councilman Tucker took issue with Mr. Ralph J. Villani, one of the speakers, and pointed out he has a record of his making derogatory remarks about black people and he felt it was inconsistent for that speaker to come before the Council operating on the assumption of equality and fighting for the people.

Councilman Tucker said the issues he is fighting for here today he has fought for in the past and will do so in the future. He is well aware of the fact some of these ordinances deal with individuals who have not received a raise for many years. If the Council permits itself to get involved in voting for individuals than there will arise situations which arose in the last Administration and inequities will be further aggravated.

President Harris stated the Members of the Council have always been accessible to the residents of the City. They are in receipt of telephone calls at all times of the night about various problems. He questioned some of the speakers who appeared in opposition to these raises for coming because they have been disillusioned in running for political office in the previous years. He noted the statute lets the Governing Body set salaries for the ensuing term of office.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani,
President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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A motion to consider Resolution 7-R-o at this time was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o. RESOLUTION ACCEPTING BID OF INTERNATIONAL YOUTH ORGANIZATION, FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 2619, LOT 38, COMMONLY KNOWN AS 697-703 SOUTH 12TH STREET, NEWARK, NEW JERSEY, FOR \$1,200. (RESOLUTION 7-R-bz, JUNE 26, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Tucker noted that the young people have been working for the past two years in acquiring this property and he salutes these young people.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salaries therefor, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
(a) <u>Office of the Mayor</u>			
Administrative Aide 999475	7/1/78	\$ 15,582	\$ 18,940
Analyst, Mayor's Office 999037	7/1/78	24,176	29,324
Deputy Mayor 999085	7/1/78	18,940	23,021
Executive Secretary, Office of the Mayor 641019	7/1/78	13,460	16,369

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Mayor 740010	7/1/78	\$ 52,500	\$ 52,500
Personal Secretary, Office of the Mayor 641020	7/1/78	13,460	16,369
(b) <u>Board of Adjustment</u>			
Assistant Secretary, Board of Adjustment 104900	7/1/78	17,179	20,881
Secretary, Board of Adjustment 641070	7/1/78	24,176	29,324
(c) <u>Alcoholic Beverage Control</u>			
Secretary, Board of ABC 999234	7/1/78	24,176	29,324
(d) <u>Civil Defense</u>			
Deputy Municipal Disaster Control Director 360070	7/1/78	14,840	18,038
(e) <u>Newark Human Rights Commission</u>			
Executive Director, Newark Human Rights Commission 540010	7/1/78	24,176	29,324
(f) <u>Central Planning Board</u>			
Secretary, Central Planning Board 641150	7/1/78	24,176	29,324
(g) <u>Office of Assessments</u>			
Tax Assessor 293100	7/1/78	24,176	29,324
(h) <u>Rent Control Board</u>			
Administrator, Rent Control Board 999450	7/1/78	24,176	29,324

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

Section 4. The hereinabove created positions are to be considered as managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. RALPH J. VILLANI, 79 LANG STREET, NEWARK, NEW JERSEY.

MR. WALTER S. PERNA, 313 SUMMER AVENUE, NEWARK, NEW JERSEY.

MR. STEPHEN COLUCCI, 218½ SUMMER AVENUE, NEWARK, NEW JERSEY.

MRS. FRANCES FORD, 35 RANDOLPH PLACE, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council urging them to reject this salary ordinance.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani,
President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR DIRECTOR, DEPARTMENT OF ENGINEERING).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor, adopted May 4, 1977 (6S&Fn) and amendments thereto, be and the same is hereby amended to change the salary for the Director, Department of Engineering as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Engineering 110010	7/1/78	\$ 38,587	\$ 38,587

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, title codes, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The hereinabove created positions are to be considered as managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Sections 1 and 2 of an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor, (6S&Fh) adopted May 4, 1977, as amended be and the same is hereby amended to adjust the salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Municipal Treasurer 231040	7/1/78	\$ 24,176	\$ 29,324

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Finance 230020	7/1/78	\$38,587	\$ 38,587
Director, Division of Licenses 170010	7/1/78	24,176	29,324
Municipal Comptroller (37½ hrs.) 232020	7/1/78	24,176	29,324
Real Estate Officer 290040	7/1/78	24,176	29,324
Secretary, Employees Retirement System 641220	7/1/78	14,840	18,038
Secretary, Insurance Fund 163800	7/1/78	24,176	29,324
Tax Collector 280120	7/1/78	24,176	29,324
Treasurer, Employee Retirement System 712080	7/1/78	13,460	16,369

Section 2. That Section 2 of the aforementioned ordinance be amended to adjust the salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Division of Water Accounts & Customer Service 200105	7/1/78	\$ 24,176	\$ 29,324

Section 4. The hereinabove created positions are to be considered managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani,
President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor", (6S&Fm) adopted May 4, 1977, as amended, be and the same is hereby amended to adjust the salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Dept. of Health & Welfare 520040	7/1/78	\$ 38,587.00	\$ 38,587.00
Director, Division of Inspections 161010	7/1/78	24,176.00	29,324.00
Director, Division of Welfare 520010	7/1/78	24,176.00	29,324.00
Health Officer 491090	7/1/78	27,983.00	34,014.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The hereinabove created positions are to be considered as managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani,
President Harris.

No: Councilmen Carrino, James.

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President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-j) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Sections 1 and 8 of an ordinance entitled, "An ordinance creating positions in the Department of Public Works and establishing salaries therefor," (6S&Fj) adopted May 4, 1977 and amendments thereto be and the same is hereby amended to adjust the salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Public Works 061010	7/1/78	\$ 38,587	\$ 38,587
Manager, Division of Motors 093010	7/1/78	24,176	29,324
Manager, Division of Public Property 999358	7/1/78	24,176	29,324
Manager, Division of Sanitation 999333	7/1/78	24,176	29,324
Manager, Division of Sewers 999034	7/1/78	24,176	29,324
Manager, Division of Streets & Sidewalks 999334	7/1/78	24,176	29,324
Manager, Division of Traffic & Signals 999319	7/1/78	24,176	29,324

Section 2. That Section 8 of the aforementioned ordinance be amended as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Manager, Division of Water Supply 999030	7/1/78	\$ 24,176	\$ 29,324

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Section 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 5. The hereinabove created positions are to be considered as managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-i) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST SALARIES)

Section 1. That Section 1 of an ordinance entitled "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor adopted May 4, 1977 (6S&Fi) and amendments thereto, be and the same is hereby amended to adjust salaries, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Recreation and Parks 150000	7/1/78	\$ 38,587	\$ 38,587
Manager, Division of Parks and Grounds 999335	7/1/78	24,176	29,324

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Manager, Recreation Maintenance 999313	7/1/78	\$24,176	\$ 29,324
Superintendent of Recreation 620110	7/1/78	24,176	29,324

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The hereinabove created positions are to be considered as managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani,
President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first resading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-9) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST SALARY FOR CORPORATION COUNSEL)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," adopted May 4, 1977 (6s&Fg), and amendments thereto, be and the same is hereby amended to adjust salary for Corporation Counsel as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Corporation Counsel 1 910001	7/1/78	\$ 38,587	\$38,587

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The hereinabove created positions are to be considered as managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR", (6-S & F-c) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SECRETARIAL ASSISTANT, MAYOR'S OFFICE).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

July 12, 1978

Section 1. That Section 1(a) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977, and amendments thereto be and the same is hereby amended by creating the title and salary range as follows, to wit:

(a) Mayor's Office

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Secretarial Assistant 641510	\$ 9,461.00	\$ 11,074.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum and annual maximum salary therefore, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO ADJUST SALARIES AND CREATE CERTAIN POSITIONS).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

July 12, 1978

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Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6S&Ff) adopted May 4, 1977, as amended and supplemented, be amended to adjust the salary for the following positions:

<u>POSITIONS</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
President, Municipal Council 740020	\$27,500	\$27,500
Councilman 740040	\$27,300	\$27,500
Legislative Research Officer, Municipal Council 996509	\$31,460	\$31,460
Community Service Worker 540190	\$14,547	\$14,547

Section 2. That Section 1 of said ordinance be further amended to create the following positions, title codes, minimum and maximum annual salary to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant to the Council President 153905 (1)	\$17,000	\$17,000
Assistant to the Councilman I 152902 (9)	\$12,000	\$12,000
Assistant to the Councilman II 151900 (9)	\$10,000	\$10,000

Section 3. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 4. The salaries herein established shall be effective July 1, 1978.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

July 12, 1978

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing was made by President Harris, seconded by Councilman Tucker.

A motion to amend this ordinance by deleting the title and salary range for Legislative Research Officer, Municipal Council and by changing the number of Assistant to the Councilman, II, from 9 to 8 was made by President Harris, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, Villani,
President Harris.

No: Councilmen Carrino, James, Martinez.

A motion to adopt the ordinance, as amended, was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, Villani,
President Harris.

No: Councilmen Carrino, James, Martinez.

President Harris: The yeses are six and the noes are three. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor" adopted May 4, 1977 (6-S&F-e) as amended, be and the same is hereby amended to adjust the salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
City Clerk 651098	7/1/78	\$43,412.00	\$43,412.00

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Analyst 701020	7/1/78	\$ 32,394.00	\$ 32,394.00
Administrative Assistant, City Clerk 999463	7/1/78	30,790.00	30,790.00
Chief Accountant, City Clerk 241030	7/1/78	26,650.00	26,650.00
Analyst, City Clerk 701150	7/1/78	23,131.00	23,131.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The hereinabove created positions are to be considered managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani,
President Harris.

No: Councilmen Carrino, James.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS
IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED
MAY 4, 1977, AS AMENDED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor" adopted May 4, 1977 (6-S&F-e) as amended, be and the same is hereby amended to adjust the salaries as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Administrative Secretary, City Clerk 640040	\$15,582.00	\$15,582.00
Administrative Secretary, City Clerk's Office 640141	15,582.00	15,582.00
Sr. Photostat Operator 670080	14,130.00	14,130.00
Principal Index Clerk 302270	14,130.00	14,130.00

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salary therefore, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
President Harris.

No: Councilman James.

President Harris: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Members of the Municipal Council, with the exception of the President of the Council, shall be paid an annual allowance in lieu of expenses of five thousand dollars (\$5,000.) which shall be paid in quarterly installments of one thousand two hundred fifty dollars (\$1,250.) on March 31, June 30, September 30 and December 31 of each year.

Section 2. The President of the Council shall also be paid an annual allowance in lieu of expenses of nine thousand five hundred dollars (\$9,500.) which shall be paid in quarterly installments of two thousand three hundred seventy five dollars (\$2,375.) on March 31, June 30, September 30 and December 31 of each year.

Section 3. Any part of any existing ordinance inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall be deemed effective July 1, 1978.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris.

No: Councilmen James, Martinez.

President Harris: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MRS. HELEN H. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the shortage of policemen in the City of Newark and also complained there are not enough detectives to follow through. The speaker also noted there is loitering in the area of the North Ward Community Health Center. Another problem facing the neighborhood is that it is being overrun with rats. They are coming from the river. They are told that they are not in the target area. The speaker

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also complained about burned out buildings which have to be demolished. There is such a long waiting list. The speaker also addressed herself to the fact that the Board of Education is planning to shift unqualified principals around and she knows that that is a Board of Education problem.

Councilman Carrino replied in regard to the problem of demolition, the Council has been meeting with the Business Administrator. The City is going to come up with a comprehensive plan in the very near future to start getting these buildings demolished and try to get the City caught up so that we won't be in the position we are in right now. As far as the area around the Health Center, Councilman Carrino said he will make sure that by the time that place is ready to open those buildings across the street will be demolished.

Councilman Carrino said with respect to the rat and pests, although we are not within the target area, the Rat and Pest Control do trap all the houses before they are demolished.

6-HC-b. MRS. ARLENE HENRY, 613 ELIZABETH AVENUE, NEWARK, NEW JERSEY, presented to the Municipal Council copies of Bills which are presently pending in Trenton. The speaker noted that there is a bill indicating that the Council cannot pay their Aides over \$10,000. and questioned how many Aides they have. The speaker further questioned whether the salary ordinances were placed on second reading without ever appearing under first reading.

President Harris replied they were dealt with at the proper time and with the proper procedure. They went from communications to first reading, from first reading to this meeting which is the time for consideration on second reading and final passage.

6-HC-c. MR. JOHN D. BROWN, 159 JAMES STREET, MEMBER OF THE TAXICAB COMMISSION, NEWARK, NEW JERSEY, stated that the taxicab owners are planning a State Wide Taxicab Convention Conference in Newark. He said that to get this thing off successfully they will need help and advice from the Municipal Council. The speaker questioned the Council when it would be possible for him to meet with them with respect to this request.

President Harris directed the City Clerk to invite Mr. Brown to meet with the Council at their next special conference to discuss this matter.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION RATIFYING CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION (TRI-

STATE) FOR PERIOD JULY 1, 1978 TO JULY 12, 1978; FURTHER AUTHORIZING MAYOR AND ACTING EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH TRI-STATE REGIONAL PLANNING COMMISSION (TRI-STATE) FOR PERIOD JULY 13, 1978 TO JUNE 30, 1979, WHEREBY TRI-STATE SHALL PAY SUM OF \$48,640. TO MPDO/CDA FOR UNDERTAKING SUBREGIONAL COMPREHENSIVE TRANSPORTATION PLANNING AND CITY OF NEWARK SHALL PROVIDE IN-KIND SERVICES IN SUM OF \$12,160. (DOES NOT REQUIRE EXPENDITURE OF ANY PUBLIC FUNDS BY CITY OF NEWARK OTHER THAN IN-KIND SERVICES).

(Copy of resolution and correspondence submitted to each Member of the Council)

(Executive Director Bakke of Newark Transportation Council met with the Council July 11, 1978)

A motion to adopt the resolution and direct the City Clerk to request Administration to provide the Governing Body with an opportunity to offer their recommendations before future transportation plans and/or policy decisions are finalized was made by Councilman Tucker, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING PAYMENT OF \$220,108.52 TO O'B CONSTRUCTION COMPANY, INC. AND MARTIN VERP, ATTORNEY, UPON COMPLETION OF ITEMS LISTED IN THIS RESOLUTION AND RECEIPT OF ALL NECESSARY PAPERS BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM ALLEGING CITY WRONGFULLY TERMINATED ITS CONTRACT FOR CONSTRUCTION OF RECREATION FACILITIES AT PEQUANNOCK WATERSHED AND CITY'S ACTION AGAINST ARCHITECT, CONSULTING ENGINEER AND CONTRACTOR FOR BREACH OF SAME CONTRACT; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE APPROPRIATE CHANGE ORDERS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Corporation Counsel Perillo and Director of Engineering Zach met with the Council July 11, 1978)

A motion to adopt the resolution and direct the City Clerk to request Administration to submit periodic progress reports concerning construction of these recreational facilities; in addition, requesting Council be provided with written assurance as to the safety and stability of the recreation center and beach area was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

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7-R-c.

RESOLUTION ACCEPTING BID OF THE RUSSO PACKING COMPANY, TO LEASE THE CITY-OWNED PREMISES KNOWN AS 56 UNIVERSITY AVENUE, NEWARK, NEW JERSEY, FOR \$100. PER MONTH FOR A ONE (1) YEAR TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF PROPOSED LEASE AGREEMENT; AND AUTHORIZING ACTING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK. (RESOLUTION 7-R-bq, JUNE 7, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION ACCEPTING BID OF THE ASPEN-STRATFORD APARTMENTS COMPANY, FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 2668, LOT 16, COMMONLY KNOWN AS 48-50 AVON AVENUE, NEWARK, NEW JERSEY FOR \$750. (RESOLUTION 7-R-bp, JUNE 7, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilman Grant.

7-R-e.

RESOLUTION ACCEPTING BID OF ORBIS PRODUCTS CORPORATION, FOR CITY-OWNED PROPERTY KNOWN AS 43-63 MC CLELLAN STREET, BLOCK 3773, LOT 43, NEWARK, NEW JERSEY, FOR \$23,500. (RESOLUTION 7-R-n, MAY 17, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$50. PAYABLE TO RO NINA PREGOSHEN, 272 DUNHAM'S CORNER, EAST BRUNSWICK, NEW JERSEY, FOR DAMAGES TO NINA PREGOSHEN'S CAR WHICH WAS INVOLVED IN ACCIDENT WITH SANITATION TRUCK DRIVEN BY ANTHONY LOVE, AN EMPLOYEE. (INSTITUTED SUIT IN ESSEX DISTRICT COURT, SMALL CLAIMS DIVISION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT OF \$300. FROM HENRY L. FRAZIER AND HIS ATTORNEY, ROBERT J. CASULLI, 215 BIRCHWOOD AVENUE, SUITE 222, CRANFORD, NEW JERSEY, AND AUTHORIZING CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO SAID ATTORNEY FOR DAMAGES TO MOTOR VEHICLE OWNED BY CITY OF NEWARK WHICH WAS INVOLVED IN COLLISION WITH HENRY L. FRAZIER ON OR ABOUT OCTOBER 26, 1977. (CITY OF NEWARK INSTITUTED SUIT AGAINST HENRY L. FRAZIER TO RECOVER SAID DAMAGES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$900. PAYABLE TO LESLIE G. GRAHAM AND HIS ATTORNEY, WILLIAM BERG, 1139 EAST JERSEY STREET, ELIZABETH, NEW JERSEY, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR DAMAGES TO HIS AUTOMOBILE WHEN IT STRUCK A MOUND OF DIRT CREATED BY DIVISION OF WATER SUPPLY IN UNDERTAKING EXCAVATION IN AREA OF BELMONT AVENUE. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT AGAINST CITY OF NEWARK IN AMOUNT OF \$1,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 9 SCRAP VEHICLES, DIVISION OF MOTORS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by

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Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 246 JUNK VEHICLES, IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, RECOVERED AND UNCLAIMED MOTOR VEHICLES; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157. (TRUE TITLES, PER ATTACHED LIST)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k. RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM LILLIAN HARRIS AND RUSSELL, HER HUSBAND, JAMES FENNER AND EDNA, HIS WIFE, AND ETHEL SILVERA AND MALCOLM, HER HUSBAND, OWNERS OF PREMISES 341 HUNTERDON STREET, BLOCK 2545, LOT 17, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 743-745 SUMMER AVENUE, BLOCK 775, LOT 8, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS. (RUFECO, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS CONTAINED IN THE BELOW RESOLUTION, WHICH DEEDS ARE TO BE APPROVED AS TO FORM BY THE CORPORATION COUNSEL, FOR PROPERTIES ON ANNEXED EXHIBIT "A", TOTALLING \$343,800., BEING THE HIGHEST BIDS. (CITY OF NEWARK/TURNING THE CORNER, RESOLUTION 7-R-bs, JUNE 7, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION ACCEPTING BID OF NEW COMMUNITY CORPORATION, FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 241, LOTS 44 AND 45, COMMONLY KNOWN AS 176-178 BRUCE STREET, NEWARK, NEW JERSEY, FOR \$400. (RESOLUTION 7-R-i, JUNE 26, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION ACCEPTING BID OF INTERNATIONAL YOUTH ORGANIZATION, FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 2619, LOT 38, COMMONLY KNOWN AS 697-703 SOUTH 12TH STREET, NEWARK, NEW JERSEY, FOR \$1,200. (RESOLUTION 7-R-bz, JUNE 26, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this item, see page 24 in the minutes of this meeting)

7-R-p.

RESOLUTION ACCEPTING BID OF XEROX CORPORATION, TO LEASE APPROXIMATELY 750 SQUARE FEET OF FLOOR SPACE ON THE SIXTH (6) FLOOR AT CITY-OWNED PREMISES, 11 HILL STREET, BLOCK 93, LOT 44, NEWARK, NEW JERSEY FOR \$250. PER MONTH FOR A 18 MONTH TERM AND AGREEING TO COMPLY WITH ALL FURTHER TERMS AND CONDITIONS OF THE PROPOSED LEASE AGREEMENT AND AUTHORIZING ACTING TAX COLLECTOR OF THE CITY OF NEWARK TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY OF NEWARK. (RESOLUTION 7-R-cg, JUNE 26, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL TAXES AGAINST PROPERTY 96-98 PECK AVENUE, BLOCK 1965, LOT 14, FOR THE YEARS 1976-\$1,470., 1977-\$1,359.75 OWNED BY ALFRED ILARIA AND LORETTA ILARIA, HIS WIFE; ASSESSED IN ERROR, ALFRED ILARIA IS 100% TOTALLY DISABLED VETERAN, SO ADJUDICATED AS OF JUNE 7, 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HARRY T. SPELLMAN, COMMUNITY RELATIONS SPECIALIST, OFFICE OF THE MAYOR AND AGENCIES, HUMAN RIGHTS COMMISSION, FOR PERIOD BEGINNING FEBRUARY 9, 1978 AND ENDING AUGUST 9, 1978. (CONTINUE AS DIRECTOR, NEWARK OFFICE OF ELDERLY AFFAIRS - FIRST LEAVE BEGAN FEBRUARY 9, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT FROM NEW JERSEY STATE DEPARTMENT OF HEALTH, FOR PERIOD JULY 1, 1978 TO JULY 12, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT FROM NEW JERSEY STATE DEPARTMENT OF HEALTH, FOR PERIOD JULY 13, 1978 TO JUNE 30, 1979, IN SUM OF \$22,170.37, TO HELP DEFRAY THE COSTS OF MAINTAINING A QUALIFIED PHYSICIAN TO HELP OPERATE THE CHEST CLINIC, 94 WILLIAM STREET, NEWARK, ON A FULL-TIME BASIS; NO MATCH FUNDS ARE REQUIRED BY CITY OF NEWARK AND DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE LETTER OF AGREEMENT BETWEEN NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) AND NEWARK BETH ISRAEL MEDICAL CENTER, FOR ACCEPTING INPATIENT AND EMERGENCY CARE SERVICES FOR ENROLLED MEMBERS AT THE DAYTON COMMUNITY HEALTH CENTER, AS SET FORTH IN INPATIENT AND EMERGENCY CARE SERVICES AGREEMENT DATED SEPTEMBER 12, 1977; DOES NOT REQUIRE THE EXPENDITURE OF ANY MUNICIPAL FUNDS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)(1)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Villani, seconded by Councilman Martinez and

declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MPDO TO SUBMIT APPLICATION TO LAW ENFORCEMENT ASSISTANCE ADMINISTRATION (LEAA) FOR A COMPREHENSIVE AREA-WIDE CRIME PREVENTION GRANT IN THE AMOUNT OF \$440,092. UNDER THE OMBIBUS CRIME CONTROL AND SAFE STREETS ACT OF 1968.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v. RESOLUTION APPOINTING COUNCILMAN RALPH T. GRANT, JR., MEMBER OF THE BOARD OF SCHOOL ESTIMATE FOR A PERIOD BEGINNING JULY 12, 1978 AND ENDING DECEMBER 31, 1978.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v-1. RESOLUTION APPOINTING COUNCILMAN SHARPE JAMES, MEMBER OF THE BOARD OF SCHOOL ESTIMATE FOR A PERIOD BEGINNING JULY 12, 1978 AND ENDING DECEMBER 31, 1978.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE AN AMENDED CONTRACT WITH INSTITUTIONAL & INDUSTRIAL FOOD SERVICE OF WANAMASSA, NEW JERSEY FOR PERIOD OF TWO (2) MONTHS, FROM JULY 7, 1977 TO SEPTEMBER 2, 1977, BY AMENDING SECTION II OF CONTRACT "CONTRACTOR SHALL PROCURE AND MAINTAIN WORKMEN'S COMPENSATION IN ACCORDANCE WITH LAWS OF STATE OF NEW JERSEY, LIABILITY COVERAGE FOR BODILY INJURY IN AMOUNT OF \$500,000. AND PROPERTY DAMAGE IN AMOUNT OF \$50,000." INSTEAD OF \$1,000,000. AND \$100,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled April 5, 1978)

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A motion to adopt the resolution and direct the City Clerk to request that Administration immediately institute appropriate procedures to ensure that no future City contracts be executed, attested to, nor work commenced until the required insurance coverage is obtained in order to protect the City's interest, was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO ENTER INTO CONTRACT WITH NEW JERSEY INSTITUTE OF TECHNOLOGY FOR USE OF WATER TESTING FACILITIES, FOR PERIOD COMMENCING UPON EXECUTION THEREOF AND TERMINATING DECEMBER 31, 1978; FOR AMOUNT NOT TO EXCEED \$4,000.; SOURCE OF FUNDS - 1978 MUNICIPAL BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO NEWARK CONSTRUCTION COMPANY, INCORPORATED, 126 WALNUT STREET, NEWARK, LOWEST RESPONSIBLE PROPOSAL SUBMITTED, IN THE AMOUNT OF \$20,672., IN ACCORDANCE WITH THE TABULATION OF WORK ITEMS ATTACHED, FOR EMERGENCY REPAIRS TO THE PAVEMENT AND THE SEWER, AT THE INTERSECTION OF WEST PEDDIE STREET AND RIDGEWOOD AVENUE DUE TO COLLAPSE OF A MAJOR SEWER; PURSUANT TO N.J.S.A. 40A:11-6; FUNDS PROVIDED FOR THIS PROJECT IN FUND 11, DEPARTMENT 11.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION CONCURRING IN REQUEST OF SAMUEL KLEIN AND COMPANY, EXTERNAL AUDITOR, FOR THE CITY OF NEWARK, FOR AN ADDITIONAL EXTENSION OF THE FILING DATE OF THE 1977 AUDIT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by

Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba. RESOLUTION COMMENDING CHARLIE MITCHELL, DARREL ARMSTRONG, HENRY LEVANDOSKI, BILL TATUM, CARL WALKER AND DERRICK WEBSTER, FOR OUTSTANDING AND MERITORIOUS SERVICE TO THE CITY OF NEWARK DURING A RECENT FIRE AT 17 MILLER STREET.

(Copy of resolution submitted to each Member of the Council)

(For action on this Resolution, see Page 1 and 2 in the minutes of this meeting)

7-R-bb. RESOLUTION REQUESTING PERMISSION OF DIRECTOR OF LOCAL GOVERNMENT SERVICES THAT REVENUES FROM UNEMPLOYMENT COMPENSATION INSURANCE BE DEDICATED BY RIDER IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 40A:4-39 AND THAT A TRUST FUND BE ESTABLISHED FOR SAID PURPOSE; FURTHER THAT AFTER SHEET 34 IN THE 1978 BUDGET OF THE CITY OF NEWARK, NEW JERSEY, IS ANNEXED THE FOLLOWING STATEMENT "THE DEDICATED REVENUES ANTICIPATED DURING THE YEAR 1978 FROM UNEMPLOYMENT COMPENSATION INSURANCE ARE HEREBY ANTICIPATED AS REVENUE AND ARE HEREBY APPROPRIATED FOR THE PURPOSE TO WHICH SAID REVENUE IS DEDICATED BY STATUTE OR OTHER LEGAL REQUIREMENT."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO SUBMIT APPLICATION TO, ENTER INTO AGREEMENT WITH, AND TO ACCEPT URGENT NEEDS FUNDS IN AMOUNT OF \$22,514,435. TO BE USED FOR COMPLETION OF THE FOLLOWING URBAN RENEWAL PROJECTS; NJR-6, R-58, R-121, R-123, FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ESTABLISHED BY TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, P.L.93-383.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution subject to reconciliation of figures which are not yet reconciled was made by Councilman Martinez, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-bd.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION ON BEHALF OF CITY OF NEWARK TO STATE OF NEW JERSEY (SLEPA) IN PROJECT ENTITLED "SECURITY SERVICES FOR THE NRHA HOUSING PROJECT" - 5TH YEAR. (SLEPA-\$61,037., STATE BUY-IN-\$3,390., STATE, LOCAL REQUIRED CASH-\$3,391., TOTALLING \$67,818.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR A PLANNING GRANT OF \$25,000. UNDER PRIVATE SECTOR INITIATIVES PROGRAM; ALL FUNDS TO BE EXPENDED IN ACCORDANCE WITH TERMS OF SAID GRANT AGREEMENT; NO ADDITIONAL COST TO THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be-1.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, THE PRIVATE SECTOR INITIATIVE PROGRAM PLANNING GRANT, \$25,000.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE VII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION UNDER THE HIRE II PROGRAM, (HELP THROUGH INDUSTRY RETRAINING AND EMPLOYMENT), IN AMOUNT OF \$414,178.; ALL FUNDS TO BE EXPENDED IN ACCORDANCE WITH TERMS OF SAID GRANT AGREEMENT; NO ADDITIONAL COSTS TO THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION COMMENDING ANETHA TODD FOR OUTSTANDING AND MERITORIOUS SERVICE TO THE CITIZENS OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF REVEREND DOCTOR HOMER J. TUCKER, HUMANITARIAN AND PASTOR.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

At the request of Councilman Tucker, President Harris requested the audience to rise for a moment of silence in honor of Reverend Doctor Homer J. Tucker.

7-R-bi.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO MAKE APPLICATION AND RECEIVE FUNDS FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN AMOUNT OF \$54,370. FOR PURPOSE OF FUNDING THE TECHNICAL ASSISTANCE PROGRAM (PROVIDE ADDITIONAL PLANNING ACTIVITIES IN THE LOWER BROADWAY AREA AND THE UNIVERSITY CITY AREA); CITY OF NEWARK SHALL MAINTAIN RECORDS AS DESCRIBED IN FEDERAL REGULATIONS GOVERNING THE TECHNICAL ASSISTANCE PROGRAM; DOES NOT REQUIRE EXPENDITURES FROM CITY OPERATION BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-bj.

RESOLUTION AUTHORIZING DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION ON BEHALF OF CITY OF NEWARK TO STATE OF NEW JERSEY (SLEPA) IN PROJECT ENTITLED "NORTH WARD EDUCATIONAL AND CULTURAL CENTER", 5TH YEAR. (SLEPA-\$82,775., STATE BUY-IN-\$4,597., STATE, LOCAL REQUIRED CASH-\$4,598., TALLING \$91,950.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTH, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III, \$316,205.: ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, NEWARK URBAN RODENT AND INSECT CONTROL PROJECT, \$206,305.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to invite Business Administrator Buck and Director of Health and Welfare Morgan to meet with the Council at their pre-meeting conference August 8, 1978 was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FOR PERIOD JUNE 1, 1978 TO JULY 12, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT SUM OF \$224,861.12 FROM NEW JERSEY STATE DEPARTMENT OF HEALTH, FOR CONTINUATION OF NEWARK URBAN RODENT AND INSECT CONTROL PROJECT FOR PERIOD JULY 13, 1978 TO MAY 31, 1979; TOTAL FUNDING IN AMOUNT

OF \$370,932.12. (STATE DEPARTMENT OF HEALTH, CASH-\$206,305., REPROGRAMMED ACCRUALS (STATE DEPARTMENT OF HEALTH-CASH (ABANDONED AUTO)-\$18,556.12, CITY OF NEWARK, IN-KIND MATCH (PERSONNEL AND SPACE)-\$146,071., \$370,932.12)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$9,564,075. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED THERETO KNOWN AS SUBSECTION G-URBAN DEVELOPMENT ACTION GRANT WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S PLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ACCEPT FUNDS FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR AN URBAN DEVELOPMENT ACTION GRANT UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AND AMENDMENT THERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$290,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED THERETO KNOWN AS SUBSECTION G-URBAN DEVELOPMENT ACTION GRANT WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ACCEPT FUNDS FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR AN URBAN DEVELOPMENT ACTION GRANT UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AND AMENDMENT THERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by

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President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION REQUESTING THE ADMINISTRATION TO DEVELOP AND SUBMIT AN APPROPRIATE APPLICATION TO PROVIDE EXPANDED SECURITY SERVICES FOR NEWARK HOUSING AUTHORITY PROJECTS UTILIZING ARMED SPECIAL POLICE OFFICERS; FURTHER, INDICATING THAT CERTAIN CITY OFFICIALS BE REQUESTED TO PARTICIPATE IN DEVELOPING THE AFORESAID PROPOSAL INCLUDING HUGH HILL, ACTING EXECUTIVE DIRECTOR, NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, HUBERT WILLIAMS, POLICE DIRECTOR, AND ALAN ZALKIND, EXECUTIVE DIRECTOR, OFFICE OF CRIMINAL JUSTICE PLANNING, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION HONORING ALLEN WICHINSKY, WHO SINGS PROFESSIONALLY UNDER THE NAME OF ALLEN PAUL WITH THE MUSICAL GROUP 'THE MANHATTAN TRANSFER', WHO WAS BORN IN NEWARK ON RENNER AVENUE AND ATTENDED BRAGAW AVENUE ELEMENTARY AND WEEQUAHIC HIGH SCHOOLS, AND ACKNOWLEDGING HIS OUTSTANDING ACHIEVEMENTS AS A PROFESSIONAL ENTERTAINER; FURTHER THE CITY OF NEWARK AND THE MUNICIPAL COUNCIL ARE PROUD TO RECOGNIZE ONE WHO HAS ACHIEVED EDUCATIONALLY, SOCIALLY AND PROFESSIONALLY AS A NATIVE OF NEWARK, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 30, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING AND STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING AND STANDING ON WEST RUNYON STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 9, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded

by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 30, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 4, SECTION 17, SUPPLY OF HOT WATER OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 30, 1978, ENCLOSING PROPOSE "ORDINANCE TO AMEND TITLE 19, CHAPTER 3, SECTION 62, HOT WATER SUPPLY, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilman Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 30, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 5 OF AN 'ORDINANCE TO GRANT TAX EXEMPTION FOR COMMERCIAL AND INDUSTRIAL PROJECTS, AS SAID IMPROVEMENTS AND PROJECTS ARE DEFINED IN THIS ORDINANCE," ADOPTED MAY 17, 1978, 6-S & F-b."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 9, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 30, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 11, CHAPTER 16, SECTION 15, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

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(This amendment necessary to update the present City ordinance to conform with the Code and Federal regulations, Title 40, Sections 52.1595 and 52.1598 which mandate vapor recovery systems for gasoline storage tanks)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JUNE 30, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR EXECUTIVE ASSISTANT, OFFICE OF THE BUSINESS ADMINISTRATOR)."

(Executive Assistant \$18,940. - \$23,021.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(This ordinance was rejected June 7, 1978)

A motion directing the City Clerk to place this ordinance on the August 9, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

8-g.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JULY 5, 1978, NOMINATING MRS. MARION ELIZABETH GARTH, TENANT, 364 WAINWRIGHT STREET, NEWARK, NEW JERSEY, AS A MEMBER OF THE RENT CONTROL BOARD OF THE CITY OF NEWARK, FOR A TERM FROM DATE OF CONFIRMATION UNTIL JULY 10, 1980.

(Copy of communication submitted to each Member of the Council)

(Ms. Garth met with the Council July 11, 1978)

A motion to confirm the nomination of Mrs. Marion Elizabeth Garth, tenant, as a Member of the Rent Control Board of the City of Newark for a term from date of confirmation until July 10, 1980 was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: This nomination is confirmed.

8-g-1.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED JULY 5, 1978, NOMINATING MR. THOMAS PETRILLO, LANDLORD. 423 CHESTNUT STREET, NEWARK, NEW JERSEY, AS A MEMBER OF THE RENT CONTROL BOARD OF THE CITY OF NEWARK, FOR A TERM FROM DATE OF CONFIRMATION UNTIL JULY 10, 1980.

(Copy of communication submitted to each Member of the Council)

(Mr. Petrillo met with the Council July 11, 1978)

A motion to confirm the nomination of Mr. Thomas Petrillo, landlord, as a Member of the Rent Control Board of the City of Newark for a term from date of confirmation until July 10, 1980 was made by the Council of the Whole.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JULY 12, 1978, ENCLOSING PROPOSED "ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND VINDICATE SOCIETY, INC. FOR PREMISES COMMONLY KNOWN AS 32 CENTRAL AVENUE, BLOCK 20, LOT 1, FOR THE SUM OF THREE THOUSAND, THREE HUNDRED SIXTY NINE (\$3,369.) DOLLARS PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER FOR A TERM OF ONE (1) YEAR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q, on page 12 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 25, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING TO PINE CREST ACRES, INC. AND ITS ASSIGNS AN EASEMENT RUNNING THROUGH BLOCK 533, LOT 3 ON THE WEST MILFORD TAX MAP AND HAVING A WIDTH OF 18' FOR PURPOSES OF INGRESS AND EGRESS TO PROPERTIES OWNED BY PINE CREST ACRES, INC. UPON PAYMENT OF FIVE HUNDRED (\$500.) DOLLARS AND THE COSTS OF PUBLICATION OF THIS ORDINANCE."

July 12, 1978

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 9, 1978 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED MAY 8, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 (RENT CONTROL ORDINANCE) TO ADD A PROCEDURE FOR OBTAINING RENT SURCHARGES TO COVER THE COST OF REPAIRS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council May 16, 1978)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from June 13, 1978 to July 3, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Sherman Community Center	7014 (Amended)
Sherman Community Center	7296 (Amended)
Holy Name Society - Sacred Heart Church of Vailsburg	7516 (Amended)
St. Michael's Merrymakers	7532 (Amended)
Congregation B'Naik Zion	7545 (Amended)
Residents for Community Action	7561 (Amended)
St. Columba Rosary Society	7564 (Amended)
Newark Lodge #237 - LOOM	7589 (Amended)
Sacred Heart Cathedral School	7595 (Amended)
Sacred Heart Cathedral	7596 (Amended)

July 12, 1978

BINGO LICENSES (Continued)

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Immaculate Heart of Mary Church	7604 (Amended)
St. Columba Roman Catholic Church	7685 (Amended)
Our Lady of Mt. Carmel Church	7690 (Amended)

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Immaculate Conception Church	7729
Bronze Shields, Inc.	7730
Our Lady of Perpetual Help Church	7731
Optimist Club of Ironbound, Newark	7732
Ladies Auxiliary of Club Espana	7733
Church of Our Lady of Good Counsel	7736
Church of Our Lady of Good Counsel	7737
Parent Teachers Association of Our Lady of Mt. Carmel School	7738
St. Thomas Aquinas Church	7739

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.


ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

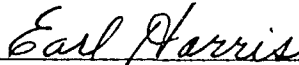
Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 6:30 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President



Newark, New Jersey, August 9, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Leon Happen, Springfield Deliverance Evangelistic Center.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Sharpe James Temporary President was made by Councilman Grant, seconded by Councilman Bottone.

There were no further nominations.

The motion to elect Councilman Sharpe James Temporary President was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani.

Not Voting: Councilman James.

Temporary President James called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Leo Bernheim, Sergeant-at-Arms.

Temporary President James stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on August 1, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING JUNE 2, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-123 AND HCDA, FOR

PERIOD ENDING JUNE 9, 1978, LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-N AND R-32, FOR PERIOD ENDING JUNE 16, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-N, FOR PERIOD ENDING JUNE 23, 1978; AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-V AND R-72, FOR PERIOD ENDING JUNE 30, 1978; ALSO LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-32, FOR PERIOD ENDING JUNE 2, 1978; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-123, FOR PERIOD ENDING JUNE 9, 1978; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIODS ENDING JUNE 16, 1978, JUNE 23, 1978 AND JUNE 30, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-b.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JUNE, 1978.

A motion to approve the Report of Contracts Awarded was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-c.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JUNE, 1978.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-d.

The City Clerk presented SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF JUNE, 1978, SUBMITTED BY ACTING TAX COLLECTOR JOSEPH.

A motion that the Summary of City-Owned Property Revenue Accounts be received and placed on file was made by Temporary President James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD APRIL 12, 1978.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Temporary President James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-f.

The City Clerk presented COPY OF MINUTES OF ANNUAL ORGANIZATION MEETING OF THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD MAY 2, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MAY 17, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MAY 17, 1978.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-i.

The City Clerk presented QUARTERLY PROGRESS REPORT NO. 34, SECONDARY FACILITIES, FOR PERIOD ENDED JUNE 30, 1978, SUBMITTED BY CHARLES A. MANGANARO, CONSULTING ENGINEERS.

A motion that the Quarterly Progress Report be received and placed on file was made by Councilman Bottone, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

/4-j.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JUNE 15, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Temporary President James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

/4-k.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF JUNE, 1978.

A motion that the Report be received and placed on file was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

/4-l.

The City Clerk presented FINANCIAL STATEMENTS, CITY OF NEWARK, FOR THE SIX MONTHS ENDED JUNE 30, 1978, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

A motion that the Financial Statements be received and Staff study made for report to the Council was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

/4-m.

The City Clerk presented COPY OF MINUTES OF SPECIAL CONFERENCE MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, RE. TWO BRIDGES' WATER PROJECT, HELD JUNE 14, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

/4-n.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD JUNE 21, 1978.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-o.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD JUNE 21, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-p.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD JUNE 21, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Temporary President James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-q.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JUNE, 1978.

A motion that the Report be received and placed on file was made by Temporary President James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-r.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF JUNE, 1978, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-s.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JUNE 21, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-t.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JUNE 21, 1978.

August 9, 1978

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

4-u.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JULY, 1978.

A motion that the Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President James called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURNS ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park,
7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET.

(West on Raymond Boulevard to South on Halsey Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS A ONE-WAY STREET.

(Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH TENTH STREET AS A ONE-WAY STREET.

(Deleting South 10th Street, Southbound, from Avon Avenue to Clinton Avenue
Adding South 10th Street, Southbound, from Springfield Avenue to Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

87

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING ALDINE STREET AS A ONE-WAY STREET.

(Deleting Aldine Street, Southbound, from Clinton Place to Chancellor Avenue

Adding Aldine Street, Southbound, from Bragaw Avenue to Chancellor Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON CAMP STREET.

(Section 23:2-1 - One-Way Street

Deleting Camp Street, Eastbound, from Broad Street to Mulberry Street

Adding Camp Street, Eastbound, from Broad Street to Orchard Street

Section 23:5-1 - Parking Prohibited at All Times

Adding Camp Street, South Side, from Orchard Street to Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and

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passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC REGULATIONS ON MARNE STREET, SAYRE STREET AND SHERMAN AVENUE.

(Deleting Marne Street, Southbound, from Magazine Street to Ferry Street
Sayre Street, Eastbound, from Springfield Avenue to West Kinney Street
Sherman Avenue, Southbound, from Parkhurst Street to Gillette Place
Adding Marne Street, Southbound, from Magazine Street to Wilson Avenue
Sayre Street, Southbound, from Springfield Avenue to West Kinney
Street

Sherman Avenue, Westbound, from Parkhurst Street to Gillette Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

6-F-l.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Section 23:12-1, Midblock Crosswalks

On Bergen Street, 682 feet south of the southerly curblin of West
Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani,

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seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Durand Street, Eastbound, from Mulberry Street to McCarter Highway
Hoyt Street, Southbound, from New Street to Warren Street
Orange Place, Westbound, from Orange Street to High Street
Pierson Place, Southbound, from Bank Street to Market Street
Rutgers Street, Northbound, from South Orange Avenue to West Market Street
Street
Searing Street, Northbound, from Warren Street to New Street
Sidney Place, Southbound, from West Market Street to Nelson Place
Summit Place, Westbound, from High Street to Lock Street
Wallace Street, Southbound, from West Market Street to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

6-F-n.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING AND STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON WEST RUNYON STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Temporary President James and declared adopted by Temporary

President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

6-F-o. The City Clerk read AN ORDINANCE AMENDING SECTION 5 OF "AN ORDINANCE TO GRANT TAX EXEMPTION FOR COMMERCIAL AND INDUSTRIAL IMPROVEMENTS AS WELL AS TAX ABATEMENT FOR COMMERCIAL AND INDUSTRIAL PROJECTS, AS SAID IMPROVEMENTS AND PROJECTS ARE DEFINED IN THIS ORDINANCE," ADOPTED MAY 17, 1978, 6-S & F-b.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

6-F-p. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR EXECUTIVE ASSISTANT, OFFICE OF THE BUSINESS ADMINISTRATOR)

(Executive Assistant \$18,940. - \$23,021.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(This ordinance was rejected June 7, 1978)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

August 9, 1978

Yes: Councilmen Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

No: Councilman Carrino.

Not Voting: Councilman Bottone.

Temporary President James: The yeses are six, the no is one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

6-F-q.

The City Clerk read AN ORDINANCE GRANTING TO PINE CREST ACRES, INC. AND ITS ASSIGNS AN EASEMENT RUNNING THROUGH BLOCK 533, LOT 3 ON THE WEST MILFORD TAX MAP AND HAVING A WIDTH OF 18' FOR PURPOSES OF INGRESS AND EGRESS TO PROPERTIES OWNED BY PINE CREST ACRES, INC. UPON PAYMENT OF FIVE HUNDRED (\$500.) DOLLARS AND THE COSTS OF PUBLICATION OF THIS ORDINANCE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to inform Newark Watershed Conservation and Development Corporation Executive Director Terrence D. Moore that a tax appeal should now be instituted with West Milford due to granting of this easement, was made by Temporary President James, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

A motion to consider Item 8-a on this Calendar under "Ordinances on First Reading" was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND TITLE 24, TRANSPORTATION, CHAPTER 1, TAXICABS, ARTICLE 6, SECTION 40 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO AMEND ADVERTISING REGULATIONS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

A motion to consider Item 8-b on this Calendar under "Ordinances on First Reading" was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

6-F-s.

The City Clerk read AN ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 24:1-25 (a)(1) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB RATES COMPUTED BY TAXIMETER)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

A motion to consider Item 8-c on this Calendar under "Ordinances on First Reading" was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

August 9, 1978

6-F-t.

The City Clerk read AN ORDINANCE TO AMEND VARIOUS SECTIONS OF TITLE 24, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST FLAT RATES FOR TAXICABS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 6, 1978.

Temporary President James referred to letters received from some of the airlines questioning these flat rates. He believed one letter stated if they were to increase the flat rate, individuals would find it cheaper to utilize a car, a rental car, as opposed to use of a taxicab. Temporary President James asked Councilman Tucker, Chairman of the Council Committee to Study the Present Taxicab System in the City of Newark, if it is his opinion that by increasing the flat rate, roughly \$47.00 from Newark Airport to New York, it would not decrease the number of individuals who might utilize cab service from Newark Airport.

Councilman Tucker replied in the affirmative. He related Analyst Gilbert Nicholas prepared comparison of proposed Newark Airport taxi rates to rates charged by City of New York and City of Elizabeth. Councilman Tucker requested this comparison be made part of the minutes of this meeting.

City of Newark (present)

Airport to W. 42nd Street	\$18.00 plus tolls
Airport to LaGuardia	25.00 plus tolls
Airport to Kennedy	28.00 plus tolls

City of Newark (proposed)

Airport to W. 42nd Street	\$23.50 flat
Airport to LaGuardia	38.50 flat
Airport to Kennedy	47.50 flat

City of Elizabeth

Airport to W. 42nd Street	\$18.00 plus tolls
Airport to LaGuardia	30.00 plus tolls
Airport to Kennedy	38.00 plus tolls

August 9, 1978

City of New York

42nd Street to Newark Airport - Double the meter rate plus tolls
 LaGuardia to Newark Airport - Double the meter rate plus tolls
 Kennedy to Newark Airport - Double the meter rate plus tolls

If the above rates are calculated using average mileages, they yield the following charges:

42nd Street to Newark Airport - (14 mile trip)

$.75 \text{ (first } 1/7) + .10 \text{ ((each additional } 1/7)(97)) = .75 + 9.70 = 10.45 \times 2 = 20.90$
 plus tolls

LaGuardia to Newark Airport - (23 mile trip)

$.75 \text{ (first } 1/7) + .10 \text{ ((each additional } 1/7)(160)) = .75 + 16.00 = 16.75 \times 2 = 33.50$
 plus tolls

Kennedy to Newark Airport - (31 mile trip)

$.75 \text{ (first } 1/7) + .10 \text{ ((each additional } 1/7) (216)) = .75 + 21.60 = 22.35 \times 2 = 44.70$
 plus tolls

Councilman Tucker further requested letter dated August 2, 1978, from Thomas J. Powers, Manager of Station Operations, United Airlines, be made part of the minutes of this meeting.



August 2, 1978

Mr. Lawrence S. Hecker
 Greater Newark Chamber of Commerce
 50 Park Place
 Newark, New Jersey 07102

Dear Larry:

The major concern we have with increasing taxi fares within Newark and between Newark and New York is that the taxi owners and drivers may very well price themselves out of the market. Because of the high cost of this taxi service, airline passengers are continually finding lower cost transportation to and from the airport.

In fact, there are indications that out-of-town passengers find it more economical to rent a car for a day rather than pay the approximately \$60 round-trip taxi fare to Manhattan or outlying areas in New Jersey. The rental car companies at Newark Airport tell me that they are doing record business, and we should assume that this is because it is cheaper to rent a car than it is to take a Newark or Elizabeth taxi.

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The alternative is to promote another means of transportation between New York and Newark Airport and this certainly would make it more difficult for the Newark taxi owners and drivers. It is indeed unfortunate because the airport does need good taxi service, and airline passengers apparently are willing to pay a reasonable rate for taxi service. Ideally, our objective should be to lower the rate to cause taxi service to be very desirable for airline passengers using Newark and the result could be a much higher number of trips and better utilization of taxis and drivers, causing an increase in revenue to taxi owners and drivers.

Sincerely,


Thomas J. Powers
Manager of Station Operations

TJP:aa

CC: Arnold Asunmaa, Allegheny Airlines
Paul Gibson, American Airlines
Richard Hogan, Braniff International Airways
Joseph Pavco, Delta Air Lines
Harold A. Henke, Eastern Airlines
Tom Waldron, Eastern Airlines
Tim Cole, National Airlines
Milo Matthews, Northwest Orient Airlines
Frank Woodruff, Piedmont Airlines
Larry Costley, Trans World Airlines

Councilman Tucker felt it is important to note that this ordinance will not affect the United Airlines since they are currently located within Terminal A and are not serviced by the taxicab industry of the City of Newark. They are serviced by the taxicab industry of the City of Elizabeth. Councilman Tucker said he had follow-up meetings with Mr. Thomas D. Carver, Manager, Airport Service Division, Port Authority of New York and New Jersey. Mr. Carver expressed the only concern he had dealing directly with the proposed increase relates to the competition with the minibus. The rates will be amended so that they do not unfavorably compete with the minibus which is subsidized by the Port Authority, but taxicab rates are competitive with the New York City taxicab industry.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President James called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:5-1, 23:5-2 AND 23:5-4, OF TITLE 23, OF THE
REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED,
BY REVISING ON-STREET PARKING REGULATIONS ON WARREN STREET AND COMMERCE STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF
NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At
All Times, of Title 23, of the Revised Ordinances of the City
of Newark, New Jersey, 1966, as amended and supplemented, be
amended by deleting therefrom:

COMMERCE STREET:

North side, beginning at the westerly curblin of
McCarter Highway and extending 167 feet westerly there-
from.

North side, from Mulberry Street to Broad Street.

South side, beginning at the westerly curblin of
McCarter Highway and extending 185 feet westerly there-
from.

AND ADDING THERETO:

COMMERCE STREET:

North side, from Mulberry Street to Broad Street.

South side, beginning at the westerly curblin of
McCarter Highway and extending 185 feet westerly there-
from.

Section 2. That Section 23:5-2, Parking Prohibited at
Certain Times, of Title 23, Traffic and Parking, of the Re-
vised Ordinances of the City of Newark, New Jersey, 1966, as
amended and supplemented, be amended by deleting therefrom:

WARREN STREET:

From Raymond Boulevard to West Market Street, north side,
from 7 a.m. to 9 a.m., except Saturdays and Sundays.

South side, from 9 a.m. to 11 a.m. except Saturdays and
Sundays.

AND ADDING THERETO:

WARREN STREET:

From Raymond Boulevard to West Market Street, both sides,
from 7 a.m. to 9:30 a.m. and from 4 p.m. to 6 p.m.

Section 3. That Section 23:5-4, Parking Limited to One
Hour, of Title 23, Traffic and Parking, of the Revised Ordinances
of the City of Newark, New Jersey, 1966, as amended and sup-
plemented, be amended by deleting therefrom:

WARREN STREET:

From Raymond Boulevard to West Market Street, north side,
from 9 a.m. to 4 p.m.

South side, from 11 a.m. to 6 p.m.

AND ADDING THERETO:

WARREN STREET:

From High Street to Summit Street, north side, from
7 a.m. to 6 p.m., except Saturdays and Sundays.

Section 4. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication according to law.

Temporary President James called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:5-1, 23:5-2 AND 23:5-4, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON ORANGE STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

ORANGE STREET:

North side, from McCarter Highway to University Avenue; north side, from High Street to 200 feet easterly; north side, from State Highway Route North 58 to First Street; south side, from Broad Street to High Street; south side, from Hecker Street to First Street; south side, from Thirteenth Street to Fourteenth Street.

AND ADDING THERETO:

ORANGE STREET:

North side, beginning at the westerly curblin extension of Duryee Street and extending to First Street; north side, from McCarter Highway to University Avenue; south side, from Broad Street to Eagles Street; south side, from Hecker Street to First Street; south side, from Thirteenth Street to Fourteenth Street.

Section 2. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

ORANGE STREET:

From Broad Street to High Street, north side, from 7 a.m. to 9 a.m., except Saturdays and Sundays.

South side, from 9 a.m. to 11 a.m., except Saturdays and Sundays.

ORANGE STREET:

From High Street to East Orange City Line, south side, from 7 a.m. to 9 a.m., except Saturdays and Sundays.

ORANGE STREET:

From High Street to Hedden Place, north side, from 4 p.m. to 6 p.m., except Saturdays and Sundays.

Section 3. That Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

ORANGE STREET:

From High Street to East Orange City Line, north side, from 7 a.m. to 4 p.m.

South side, from 9 a.m. to 6 p.m.

Section 4. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication according to law.

Temporary President James called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE SALE OF PREMISES COMMONLY KNOWN AS 180½ AVENUE L, BLOCK 2086, LOT 43, NEWARK, NEW JERSEY, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40:12-13 (b) (1).

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THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

SECTION 1. That the premises commonly known as 180½ Avenue L., Newark, New Jersey, Block 2086, Lot 43, as more particularly described below; be sold to the Housing Authority of the City of Newark, New Jersey a body politic and corporate, by private sale for the amount of \$1.00, pursuant to the provision of N.J.S. 40:12-13 (b) (1)

BEGINNING at the corner formed by the intersection of the Southerly line of Amsterdam Street with the Westerly line of Avenue "L"; Amsterdam Ave. having been vacated, there is no intention to rededicate; reference to Amsterdam Avenue herein is for description only; thence

1. North 36 degrees 39 minutes West, 30.00 feet to a point in the centerline of Amsterdam Street; thence

2. Along said centerline of Amsterdam Street, North 53 degrees 21 minutes East, 54.12 feet to a point that intersects the Westerly line of Avenue "L" produced; thence

3. Along said produced Westerly line of Avenue "L" South 24 degrees 21 minutes West 61.88 feet to the point and place of BEGINNING.

SECTION 2. That the sale of said premises, as well as the deed to be delivered pursuant thereto is to be subject to the condition(s) set forth in an ordinance entitled "An Ordinance providing for the vacation of Amsterdam Street as laid out 60 feet in width on the map of the commissioners to lay out streets, avenues, and squares, extending from Magazine Street to Avenue L". Adopted July 13, 1977, Ordinance No. 6S&FD.

SECTION 3. That the Director of the Department of Engineering be authorized to execute a bargain and sale deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

SECTION 4. This Ordinance shall take effect upon adoption and publication in accordance with law.

Temporary President James called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PURSUANT TO N.J.S.A. 40A:12-14(c) TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND VINDICATE SOCIETY, INC. FOR PREMISES COMMONLY KNOWN AS 32 CENTRAL AVENUE, BLOCK 20, LOT 1, FOR THE SUM OF THREE THOUSAND THREE HUNDRED SIXTY NINE (\$3,369.00) DOLLARS PER YEAR OR THE COUNTY TAXES, WHICHEVER IS GREATER, FOR A TERM OF ONE (1) YEAR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Vindicate Society, Inc., is a non-profit corporation of the State of New Jersey which has tax-exempt status with respect to both the State of New Jersey and the Federal Government; and
2. That the premises commonly known as 32 Central Avenue, Block 20, Lot 1, owned by the City of Newark, are not required for governmental purposes; and
3. That the Tax Collector of the City of Newark pursuant to N.J.S.A. 40A:12-14(c) is hereby authorized to execute the annexed lease on behalf of the City of Newark with Vindicate Society, Inc. for a term of one (1) year at a nominal annual rental of Three Thousand, Three Hundred Sixty Nine (\$3,369.00) Dollars or County taxes, whichever is greater; and
4. That the subject premises shall be used by the tenants for the promotion of the health, safety, morals and general welfare of the community; pursuant to N.J.S.A. 40A:12-15 paragraph (i) and, which lease shall contain a provision permitting the landlord to recapture said premises on 30 days prior written notice to tenant; and
5. That the tenant shall have an option to renew this lease for four (4) consecutive one year terms provided that the tenant is not in any default under this lease and that sixty (60) days prior to the termination of said lease, on any renewal thereof, the tenant gives written notice to the Landlord of its intention to renew the lease for the additional term of one (1) year; and
6. That the Tax Collector of the City of Newark shall be responsible for the enforcement of the terms and conditions of the annexed lease and shall require the tenant to submit an annual report setting forth the use to which the leasehold of the public purposes for which this lease is granted, the approximate value or cost of any activities conducted on the leased premises; an affirmation of the continued tax exempt status of the non-profit corporation pursuant to State and Federal Laws; and
7. That the subject premises shall be used by the tenant for the purpose of treating the City's juvenile delinquents, which shall serve approximately 100 persons; and
8. That copies of the executed lease and annual report submitted pursuant thereto shall be forthwith filed with the Clerk of the City of Newark; and
9. That the tenant shall not be permitted to erect any structures upon the leased premises, and subletting is prohibited; and

10. That a copy of the Certificate of Incorporation for said tenant, filed in the Office of the Secretary of the State of New Jersey on May 14, 1973, setting forth the purposes of said corporation is attached hereto and made part hereof.

11. This ordinance shall take effect upon final passage and publication according to law.

Temporary President James called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MRS. REMAY PEARCE, 105 SOUTH 7TH STREET, NEWARK, NEW JERSEY, representing the National Council of Negro Woman, stated they submitted an application to the Real Estate Officer to lease property 32 Central Avenue. They felt very strongly that they were discriminated against and resented the way they were treated. The application of the National Council of Negro Woman should have been presented to the Real Estate Commission for consideration.

Upon question posed by Councilman Martinez, Chief Accountant Fitzsimons replied Vindicate Society, Inc. owes the City of Newark in excess of \$25,000. and he understands there is an outstanding debt to the YM/YWCA of about \$36,000.

Councilwoman Villani recommended the Council defer action on this ordinance and invite Real Estate Officer Milano to appear before the Municipal Council to explain this matter.

Councilman Tucker stated the selection of Vindicate Society, Inc. or the National Council of Negro Women receiving that building has to be determined to a great degree as to how the City obtained the building. In 1974 there were two pilot programs funded by SLEPA, the Vindicate Society, Inc. and New Ark School for Residential Treatment Programs for young people involved in crime. At the time they received those two special grants, they were not just State grants, they were Federal funds earmarked for young people. A portion of those funds was to buy a facility which would be utilized by those two programs which would be a place for young people so that they would not have to involve themselves in criminal incarceration or interact with older criminal offenders. Money given to Vindicate Society, Inc. and New Ark School were specifically earmarked to be utilized for a criminal justice facility. The Council had an opportunity to discuss this matter in the past.

Councilman Tucker continued the question is whether Vindicate Society, Inc. is in receipt of the building or whether another program dealing with criminal justice offenders would be located in that building. New Ark School is now defunct, went bankrupt and the building reverted to the City. The City's option in this regard is to relate to the Vindicate Society, Inc. It would be fair to say if there was not a

Vindicate Society, the City would have a clear option to analyze the whole situation, but it is not a matter of discretion that the City can say they want to give it to someone else for another purpose. The stipulation in the deed of that building is that it will be utilized for a Criminal Justice Program.

Councilman Tucker assured the Council will work with the National Council of Negro Women to locate a facility to meet their needs. He felt both of these programs have merit.

Councilman Grant felt the National Council of Negro Women is one of the finest organizations in America. He stated he sits on the Real Estate Commission. When the Vindicate Society brought their problem to him, he forthwith moved on it in their interest. If the information relative to the National Council of Negro Women had been presented to them earlier, perhaps other arrangements could have been made.

Councilman Grant asked Administrative Analyst Harold Edwards if preparations have been made with the Business Administrator and Corporation Counsel to draft a lease and a resolution whereby Vindicate Society, Inc. will repay money owed to the City of Newark.

Administrative Analyst Edwards replied he is not sure if this has been done. He will check it.

Councilman Grant continued he certainly concurs with Councilman Tucker that the purpose of building 32 Central Avenue was established in keeping with Vindicate Society, Inc. As a Member of the Real Estate Commission, he will personally work with Mrs. Pearce and assist her in finding a comparable place, if not better, for the National Council of Negro Women.

No one else appearing, a motion to close the hearing, defer action on this ordinance and directing the City Clerk to invite Corporation Counsel Perillo, Real Estate Officer Milano, Office of Criminal Justice Planning Executive Director Zalkind, YM/YWCA Director and SLEPA representative to meet with the Municipal Council to resolve the whole problem for the National Council of Negro Women and Vindicate Society, Inc., was made by Councilwoman Villani, seconded by Councilman Martinez.

Councilman Bottone felt the National Council of Negro Women is a fine organization. He recommended setting up a meeting with Business Administrator Buck and Real Estate Commission to try to find a facility for the National Council of Negro Women.

Councilman Grant stated the Vindicate Society, an organization for hard core youth, is in dire need of moving from their present location. When they look at the money Vindicate Society has to expend immediately in order to just keep afloat, the movement of this particular item is necessary. Presently Vindicate Society, Inc.

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houses 44 young men, and it costs about \$3,500. per week just to maintain housing for these young men, almost equal to the amount they would have to pay in the calendar year for the building. Councilman Grant urged his colleagues to vote in the negative on the motion to defer action on this ordinance in the interest of the young people in the Vindicate Society.

Councilman Tucker stated the Vindicate Society has been evicted from the YM/YWCA. At the last Council meeting, the Council intervened in their behalf with certain provisos. As far as he knows, those provisos have been met. Business Administrator Buck met with the Council at their pre-meeting conference, and subsequently informed the Council he was going to work out an agreement with the Vindicate Society to pay back the money they owe the City and the YM/YWCA. The action the Council takes today will severely affect the Vindicate Society and will probably put them back in court to be thrown out of the YM/YWCA. The only reason they are holding up on the eviction notice is because the City has come up with the feasibility of turning over the building, so in effect this is a very critical point regarding whether they are going to continue as an agency.

Councilman Tucker pointed out Vindicate Society, Inc. has a reimbursable contract with the State of New Jersey, which means the minute they are unable to provide services to young people, they no longer will be in a position to receive State funds. The Council Members have discussed this matter, have known about it for a number of years and know the problem, and it is his hope the Council can move affirmatively on it. Councilman Tucker added he personally would not like to see a situation, the National Council of Negro Women vs. Vindicate Society, Inc.

Mrs. Pearce commented she had no intention of coming before the Municipal Council placing one organization against another. Her intent was that when there are two or more persons bidding for the same property, they should be given equal opportunity and chance. Mrs. Pearce strongly resented that Real Estate Officer Milano decided to hold their application and not present it to the Real Estate Commission.

Councilwoman Villani asked Mrs. Pearce if the National Council of Negro Women would like a fair shot at the building, in view of the facts brought out by Councilman Tucker that these children have no place to go.

Mrs. Pearce did not want to be put on the spot. She requested a commitment from the Council to help the National Council of Negro Women find a suitable facility.

Temporary President James replied Councilman Grant, who sits on the Real Estate Commission, has given his personal assurance that he will try to find an equal,

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if not better facility to house this worthwhile organization. He agreed the procedure was wrong. Temporary President James requested the City Clerk inform Real Estate Officer Milano that in the leasing of all City property all applicants should receive fair and due consideration for possible rental of any facility. He said he knows the history of Vindicate Society, Inc., which some Council Members are bringing forth today, but with the statements made by Councilman Grant who sits on the Real Estate Commission, he feels they have a critical situation with Vindicate Society, Inc.

Councilwoman Villani again asked Mrs. Pearce if she wished to pursue this matter.

Mrs. Pearce again replied she does not want to put one organization against another. She strongly feels when an application is presented to Real Estate Officer Milano, he has no right to decide whether it should be presented to the Real Estate Commission.

Councilwoman Villani withdrew her motion to close the hearing, defer action on this ordinance and directing the City Clerk to invite Corporation Counsel Perillo, Real Estate Officer Milano, Office of Criminal Justice Planning Executive Director Zalkind, YM/YWCA Director and SLEPA representative to meet with the Municipal Council to resolve the whole problem for the National Council of Negro Women and Vindicate Society, Inc.

Councilman Martinez withdrew his second to the motion.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, Villani, Temporary President James.

No: Councilmen Carrino, Martinez.

Temporary President James: The yeses are six and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

The following speakers addressed the Municipal Council with reference to the taxicab industry in the City of Newark. They thanked the Municipal Council, especially Councilman Tucker, Chairman of the Council Committee to Study the Present Taxicab System in the City of Newark, for their efforts and cooperation in amending the Taxicab Ordinance.

6-HC-a. MR. JOHN D. BROWN, 159 JAMES STREET, NEWARK, NEW JERSEY, Member of the Taxicab Commission.

6-HC-b. MR. LOUIS J. SMITH, 100 CLINTON AVENUE, NEWARK, NEW JERSEY, President, Newark Taxicab Association.

6-HC-c. MR. ANGELO COSENZO, 188 GARSIDE STREET, NEWARK, NEW JERSEY.

Councilman Tucker noted other points included in the ordinances. A few years ago they were concerned about the outside appearance of taxicabs. That has been resolved. Now everyone is concerned that the inside of the taxicabs should be cleaner. When a taxicab is found in an unclean or unsanitary condition by an inspector of the Division of Taxicabs, the driver shall be fined \$5.00 for each day.

6-HC-d. MR. WALTER S. PERNA, 313 SUMMER AVENUE, NEWARK, NEW JERSEY, spoke in favor of the proposed ordinance appropriating funds for the Bureau of Dog Control. He complained about burned houses and vicious dogs running loose, and suggested signs "Curb Your Dog" be posted in the North Ward.

Councilman Bottone related the signs "Curb Your Dog" were temporary signs. State Law prohibits them to post signs on traffic poles.

6-HC-e. MR. DANIEL LOCITZER, 69 ACADEMY STREET, NEWARK, NEW JERSEY, Edison Parking and Newark Parking Association, spoke in opposition to Ordinance 8-1 on this Calendar, mending the Air Pollution Control Code. He opined the amendments are unnecessary, difficult on parking industry and real estate developers, poses unnecessary expense and no purpose to be achieved. Mr. Locitzer referred to his communication to the Business Administrator in which he objected to this proposed ordinance and made suggestions which were not accepted.

Councilman Martinez recommended the City Clerk invite Business Administrator Buck, Project Director Vivian Li of the Air Quality and Transportation Control Program and Mr. Daniel Locitzer to meet with the Municipal Council at their pre-meeting conference September 5, 1978 to discuss this matter.

Councilman Tucker asked Mr. Locitzer how the ordinance would affect him negatively if the City moves affirmatively on this ordinance.

6-HC-f.

MR. VICTOR DeLUCA, 38 MAIN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in reference to Recreation Facilities in Ironbound. He presented petitions containing approximately 500 signatures of residents of Ironbound expressing concern about the present conditions of Hayes Pool, Ironbound Stadium, Wilson Avenue Bathhouse and Hennessey Park. Mr. DeLuca stated they have set up a time schedule and an inspection committee to review sites and they will report back to the Municipal Council in September.

Councilman Martinez related Councilman Tucker and he attended the meeting last night. He commended Mr. DeLuca for putting together the organization and activities. This morning a task force meeting was held and the Business Administrator has already spoken to him about this matter. Councilman Martinez felt certain if the other Wards Councilmen viewed these activities and timetable, starting July 25, 1978, they could see that it is going to work and perhaps this kind of operation can benefit other areas.

6-HC-g.

DR. JOHN F. DONATO, 282 ROSEVILLE AVENUE, NEWARK, NEW JERSEY, suggested the Council receive, as acceptable, Petition for Referendum on Various Salary Ordinances in order to save money; due to inadvertence one of the ordinances was omitted in the petition, the Council freeze these raises, as of this date, until this matter is resolved; and the ordinance creating title and salary range for Executive Assistant, Office of the Business Administrator, be denied. According to law, the City is not entitled to an Assistant Business Administrator unless there are over 400,000 residents. In light of the fact the City is denied an Assistant Business Administrator, he asked how they could appoint an Executive Business Administrator. The qualifications are minimum and duties unspecified.

6-HC-h.

MR. DAVID CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY, requested police patrol in the area of 1060 Broad Street where many senior citizens and handicapped people reside. He spoke in favor of the various Salary Ordinances adopted July 12, 1978 because he would like to see better services in the City of Newark.

A motion to permit 10 additional speakers to address the Municipal Council under "Hearings of Citizens" was made by Councilman Grant, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

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6-HC-1.MR. EUGENE LANE, SALES REPRESENTATIVE, NEW JERSEY NETS, 30 PARK AVENUE,

RUTHERFORD, NEW JERSEY, proposed the City of Newark purchase fifty season seats for New Jersey Nets Basketball Games for Newark youth. This involves a total of 2,200 tickets and is available for \$17,600. (50 tickets at \$8.00 each for 44 games)

Temporary President James said he would set up a meeting with Mr. Lane and Recreation and Parks Director Washington and request Recreation and Parks Director Washington to make a report to the Council.

Councilman Carrino stated the Rotunda Pool has not been opened for one day the entire summer because it is in need of repairs. Recreational facilities throughout the City of Newark are in dire need of repairs. Councilman Carrino felt \$17,600. could go a long way to repair recreational facilities in the City.

Temporary President James noted the Council has similar requests from 100 Black Men of New Jersey, Inc. and other groups. He felt the Council should receive a report from Recreation and Parks Director Washington.

6-HC-1.MRS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, complained about

the dirty condition of many taxicabs in the City, dogs running loose and dog litter. She queried if the League of Women Voters used Federal funds to publish "Newark Elections" and why the City of Newark does not contract with minority demolition contractors.

6-HC-k.REVEREND FRANK TESTA, 124 NORTH SEVENTH STREET, NEWARK, NEW JERSEY, representing

the Roseville Coalition, addressed the Municipal Council regarding housing, demolition and code enforcement. He said they are encouraged by Councilman Carrino's proposal that the City appropriate emergency funds for demolition.

Temporary President James requested Reverend Testa's remarks be forwarded to Mayor Gibson, Business Administrator Buck and Health and Welfare Director Morgan for their attention and necessary action.

6-HC-1.MR. DANIEL J. TINDALL, 82 AMHERST STREET, EAST ORANGE, NEW JERSEY, Chairman

Board of Building and Construction Contractors, spoke in favor of the Minority Contractors Ordinance. He said most of the minority youth do not have something they could put their hands on which is achievable, such as construction. The proposed ordinance establishing 25% minority participation in projects involving Federal funds is a national law. Mr. Tindall recommended 70% to 80% of tax abated contracts or Federally funded projects be set aside for minority contractors.

Councilman Tucker related the communication which they had initially talked about, dealing with the ordinance providing that 25% of the minority contractors be in

receipt of contracts, is based on the Public Works Law. He raised this point directly with Corporation Counsel Perillo and he indicated there is already established legal precedent in regards to the 25%. If they attempt to consider any figure above and beyond that, it would be difficult for the City to defend that legally. Business Administrator Buck indicated the Administration supports the position and they are concerned about administrative capability to do it. Their current staff only relates to head count of minorities on the job. They will have to evaluate whether or not the current staff is going to be able to do that, or if they will have to consider other staff, or put that responsibility of the 25% directly on the contractor. Councilman Tucker said when they met with the minority contractors, they indicated the public hearing on this ordinance would be held September 6, 1978. Business Administrator Buck said he wanted to make some amendments which would not substantially change the ordinance, and suggested the Council accept this ordinance under "Communications" and move it to first reading on September 6, 1978, which means the public hearing will be held September 20, 1978. Councilman Tucker added he is sorry the City, from a legal standpoint, is not amenable to relate to a 70% - 80% in that regard.

6-HC-m.

MRS. CHRISTINE KENO, 480 ST. NICHOLAS AVENUE, NEW YORK CITY, appeared before the Municipal Council. She alleged misconduct in the Tax Collector's Office.

Councilman Johnson suggested Mrs. Keno, Tax Collector Joseph, who was in the audience, and he sit down after the Council meeting to try to resolve this matter.

Councilman Grant suggested if Mrs. Keno has any personal knowledge of possible fraud, racketeering and syndicated conspiracy, that she forward the information to the proper authorities.

Councilman Martinez recommended a copy of the verbatim transcript of remarks made by Mrs. Keno be forwarded to the Essex County Prosecutor for a full investigation.

6-HC-n.

MS. ELIZABETH SAILS, 1 COURT STREET, NEWARK, NEW JERSEY, expressed dissatisfaction that building 1 Court Street does not recognize the handicapped. She said she has been handicapped since 1972 and would very much like to be recognized as an individual.

6-HC-o.

MR. TOM PETRILLO, 423 CHESTNUT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in reference to abandoned buildings, high insurance and increase in rents. He commended Councilman Carrino for proposing the City appropriate emergency funds for demolition.

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6-HC-d.

MR. JOE HERNANDEZ, 445 BROAD STREET, NEWARK, NEW JERSEY, spoke in favor of the Affirmative Action Ordinance. He asserted people who reside in the City of Newark should be given priority in these contracts.

Councilman Tucker related major developments are tax abated. If urban renewal land is not used, then they would have no voice. Councilman Tucker indicated he wants to go further in this matter.

Temporary President James assured the ordinance, as amended, will make it a stronger instrument.

6-HC-q.

MR. CARL BYNES, 168 FABYAN PLACE, NEWARK, NEW JERSEY, cited problems he was having with property 288 South Seventh Street. He urged the Municipal Council to support the Affirmative Action Program.

Temporary President James recommended Mr. Bynes submit the information to him in writing, giving the date he obtained property 288 South Seventh Street. He will check with the Law Department and Real Estate Officer Milano. Temporary President James indicated he is quite familiar with the Homestead Act and he personally will check this matter.

Temporary President James felt everyone will be pleased with the Affirmative Action Ordinance. He complimented Councilman Tucker who has been doing extensive research in this matter. Temporary President James assured the Municipal Council is moving forward in this area.

6-HC-r.

MR. FRANK RUSSO, 15 MAY STREET, NUTLEY, NEW JERSEY, stated he owns property in Newark. He complained about abandoned buildings, the large number of fires and high insurance rates in the City of Newark.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION DESIGNATING SEVEN (7) BANKS AS DEPOSITORIES FOR FUNDS OF THE CITY OF NEWARK, NEW JERSEY. (BROAD NATIONAL BANK-NEWARK, CITY NATIONAL BANK OF NEW JERSEY-NEWARK, FIDELITY UNION TRUST COMPANY-NEWARK, FIRST JERSEY NATIONAL BANK-JERSEY CITY, FIRST NATIONAL STATE BANK OF NEW JERSEY-NEWARK, MIDLANTIC NATIONAL BANK-NEWARK, AND UNITED STATES SAVINGS BANK-NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-b.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS
(\$25.00) TO MR. HENRY DOZIER AND MS. SUSIE WELLS FOR RESTAURANT LICENSE NOT ISSUED.
(370 LYONS AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded
by Councilman Johnson and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-c.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS
(\$25.00) TO MS. LEONA CAMBA FOR A RESTAURANT LICENSE NOT ISSUED. (165-167 WILSON
AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilwoman Villani and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-d.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND FIFTEEN DOLLARS (\$15.00)
TO MR. MARSHALL WILLIAMS FOR GARAGE LICENSE NOT ISSUED. (25 BOND STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by
Councilman Bottone and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-e.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS
(\$25.00) TO MR. ANTHONY GENNARO FOR RESTAURANT LICENSE NOT ISSUED. (194 DELANCY STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilwoman Villani and declared adopted by Temporary President James by the following
votes:

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Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-f.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS

(\$25.00) TO MRS. MARY BURRELL FOR RESTAURANT LICENSE NOT ISSUED. (551 CENTRAL AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Temporary President James and declared adopted by Temporary President James by the
following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-g.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS

(\$25.00) TO REVEREND HATTIE MAE CLARK FOR RESTAURANT LICENSE NOT ISSUED, LICENSE NO.

867 - 1976. (667 SPRINGFIELD AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Temporary President James and declared adopted by Temporary President James by the
following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-h.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS

(\$25.00) TO REVEREND HATTIE MAE CLARK FOR RESTAURANT LICENSE NOT ISSUED, LICENSE NO.

880 - 1977. (667 SPRINGFIELD AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded
by Councilman Grant and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-i.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS

(\$25.00) TO MS. ANNIE M. BURNS FOR RESTAURANT LICENSE NOT ISSUED. (3 WEST RUNYON STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by
Temporary President James and declared adopted by Temporary President James by the
following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-j.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS
(\$25.00) TO MR. HERSEL ROUSE FOR RESTAURANT LICENSE NOT ISSUED. (400 SPRINGFIELD
AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Johnson and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-k.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND NINETY DOLLARS (\$90.00) TO
MR. VINCENT CARRAIS FOR PEDDLER'S LICENSE NOT ISSUED. (655 SOUTH 18TH STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-l.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS
(\$25.00) TO KATIE M. PONE FOR RESTAURANT LICENSE NOT ISSUED. (73 SOUTH STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilwoman Villani and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-m.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS
(\$25.00) TO MR. CARMINE D'EGIDIO FOR A RESTAURANT LICENSE NOT ISSUED. (627 FERRY
STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by
Councilman Martinez and declared adopted by Temporary President James by the following
votes:

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Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-n.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS
(\$25.00) TO MS. ANGELA CORDERA FOR RESTAURANT LICENSE NOT ISSUED. (83 LAFAYETTE STREET)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilwoman Villani and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-o.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS
(\$25.00) TO JOHN BITTNER T/A CLUB 87 FOR RESTAURANT LICENSE NOT ISSUED. (87 KOSSUTH
STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by
Councilman Martinez and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-p.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT
NEEDED FOR PUBLIC USE, 100 JUNK BATTERIES (APPROXIMATELY), DIVISION OF MOTORS, PURSUANT
TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Bottone and declared adopted by Temporary President James by the following
votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-q.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO KELLY SMITH, JR., 32
STUYVESANT AVENUE, NEWARK, NEW JERSEY, 07106, THE SUM OF \$298.67, NOW ON THE RECORDS OF
WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO DUPLICATE PAYMENT MADE ON WATER-SEWER
CHARGES FOR ACCOUNT NO. 02-054-1200-00, 32 STUYVESANT AVENUE, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-r.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MS. MICHELLE A. LENZA, 315 HIGHLAND AVENUE, NEWARK, NEW JERSEY, 07104, THE SUM OF \$257.43, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENTS MADE ON OVERESTIMATED CHARGES RENDERED ON ACCOUNT NO. 12-594-0220-00, 315 HIGHLAND AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-s.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL \$20,383.95 OUTSTANDING WATER-SEWER CHARGES ON PROPERTIES WHICH CITY OF NEWARK HAS FORECLOSED PURSUANT TO IN REM FORECLOSURE, AS PER ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-t.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$242,061.68 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1973, 1974, 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

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7-R-u.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$60,403.84 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1973, 1974, 1975, 1976, 1977, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH D. MCGINLEY, CHIEF ELECTRICAL INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JULY 31, 1978 AND ENDING JANUARY 31, 1979. (WORKING ON MULTIPLE DWELLING PROGRAM - FIRST LEAVE BEGAN JANUARY 31, 1975)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO NICHOLAS McCLARY, SENIOR V. D. ATTENDANT, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING JUNE 5, 1978 AND ENDING DECEMBER 5, 1978. (MILITARY LEAVE - FIRST LEAVE BEGAN DECEMBER 5, 1977)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Johnson and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-x.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LARRIE W. STALKS, SECRETARY, CENTRAL PLANNING BOARD, OFFICE OF THE MAYOR, FOR PERIOD BEGINNING JULY 1, 1978 AND ENDING DECEMBER 31, 1978. (ELECTED REGISTER OF ESSEX COUNTY - FIRST LEAVE BEGAN JANUARY 1, 1975.)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-y.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO FLEMING JONES, JR., MUNICIPAL COMPTROLLER, DEPARTMENT OF FINANCE, FOR PERIOD BEGINNING AUGUST 12, 1978 AND ENDING JANUARY 9, 1979. (APPOINTED DIRECTOR OF FINANCE - FIRST LEAVE BEGAN SEPTEMBER 7, 1977)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-z.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO VINCENT W. BONO, WATER METER REPAIRMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF WATER SUPPLY, FOR PERIOD BEGINNING JULY 10, 1978 AND ENDING JANUARY 10, 1979. (TO CONTINUE TO WORK IN DIVISION OF INSPECTIONS - FIRST LEAVE BEGAN APRIL 6, 1970)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-ba.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 611 NORTH SIXTH STREET, BLOCK 640, LOT 27, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (TRAS MONTANO INVESTMENT CORPORATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-bb.

RESOLUTION ACCEPTING BID OF RUFCO, INC. FOR CITY-OWNED PROPERTY KNOWN AS BLOCK 775, LOT 8, COMMONLY KNOWN AS 743-745 SUMMER AVENUE, NEWARK, NEW JERSEY, FOR \$2,000. (RESOLUTION 7-R-1, JULY 12, 1978)

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bc.

RESOLUTION AUTHORIZING THE IN BULK SALE OF NINETY EIGHT (98) CITY-OWNED PROPERTIES ON ANNEXED EXHIBIT "A" NOT NEEDED FOR GOVERNMENTAL PURPOSE AND AUTHORIZING ADVERTISING OF EXHIBIT "A" AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (NEW COMMUNITY CORPORATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bd.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR VEHICLES, 197 JUNK VEHICLES, PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH DEERPATH CONSTRUCTION CO., INC., P. O. BOX 219, MILLBURN, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-42, REHABILITATION OF FACADE AT 32-34 JAMES STREET, FOR TOTAL SUM OF \$27,706.75, AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY SAFE AND CLEAN NEIGHBORHOOD PROGRAM, FIFTH YEAR BASIC GRANT, FUND 55, DEPARTMENT 96, AGENCY 61, ACCOUNT 250)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

Councilman Martinez.

Councilman Tucker recalled a few years ago, the Council attempted to relate to the facade of Bergen Street and Springfield Avenue. At that meeting, the Council was informed that HUD funds could not be utilized for that purpose. Councilman Tucker said he wholeheartedly supports the James Street Project, but he thinks since they are establishing this precedent, the Council should move affirmatively with the facade on Bergen Street, from Lyons Avenue all the way across town and from Springfield Avenue coming from the Irvington line all the way to downtown Newark. They should also move affirmatively to fix up the frontage of other major avenues.

Councilman Tucker felt the entrance to the City of Newark plays a role in people's interpretation of what is happening in the City. He concurs with the Mayor's Policy and Development Office and the Chamber of Commerce in doing this. They are establishing a precedent which he hopes will have an impact on the entire City of utilizing HUD funds to fix up downtrodden areas.

The motion to adopt the resolution was declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH DEERPATH CONSTRUCTION CORPORATION, P. O. BOX 219, MILLBURN, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-43, ALTERATIONS TO FIRST FLOOR AT ENGINE COMPANY NO. 8, 294 FERRY STREET, NEWARK, NEW JERSEY, FOR TOTAL SUM OF \$44,500., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY 1977 FIRE DEPARTMENT CAPITAL BUDGET, CAPITAL BUDGET PROJECT NO. 11-77, FUND 45, DEPARTMENT 75, AGENCY 77, ACCOUNT 111)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration as per request of Engineering Director Zach was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

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7-R-bg.

RESOLUTION RATIFYING CONTRACT WITH THE NEIGHBORHOOD HOUSING SERVICES OF NEWARK, INCORPORATED FOR PROVISION OF REHABILITATION AND STABILIZATION SERVICES (WEEQUAHIC AREA) FOR PERIOD JULY 1, 1978 TO AUGUST 9, 1978; AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AN AGREEMENT WITH THE NEIGHBORHOOD HOUSING SERVICES OF NEWARK, INCORPORATED FOR PROVISION OF REHABILITATION AND STABILIZATION SERVICES, FOR PERIOD AUGUST 10, 1978 TO JUNE 30, 1979, FOR \$200,000. (FUNDS PROVIDED IN HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, SECOND ACTION YEAR BLOCK GRANT) (CONTRACT AWARDED WITHOUT PUBLIC BIDDING PURSUANT TO N.J.S.A. 40A:11-5)

(1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Tucker.

Councilman Tucker requested Mr. Ernest E. Baskette, Jr., Executive Director, Neighborhood Housing Services of Newark, Inc. to approach the dais.

Councilman Tucker contended the facility owned by the U. S. Department of Housing and Urban Development, leased to the City of Newark, has been a point of contention to a group interested in buying the facility. Obviously the City plays a major role in supporting the project and he thinks the City has shown good faith. They do not want to see a situation where there are seven people interested in acquiring that property and put in back on the tax rolls, to have that particular facility utilized by a City agency, which would mean the City would receive no taxes for that facility. Councilman Tucker continued a check of the Zoning Laws indicate the facility proposed by the Neighborhood Housing Services of Newark, Inc. to be utilized as an office clearly states that particular district is not zoned for an office. It is basically a one family or first residential district. Councilman Tucker added prior to moving on this item, he would like to know if it is the intent of the Neighborhood Housing Services of Newark, Inc. to turn that building back to HUD so that people would be able to buy it and the City would be in receipt of taxes.

Neighborhood Housing Services of Newark, Inc. Executive Director Ernest E. Baskette, Jr. replied they have prepared a letter to Department of Housing and Urban Development Area Director Walter Johnson requesting that the Neighborhood Housing Services of Newark, Inc. not be considered for the leasing of property 715 Elizabeth Avenue. He clarified the City of Newark would not have lost taxes, the lease agreement would have stipulated that N.H.S. would pay rental to HUD to cover tax assessment on the building. That is not the issue at this point. Mr. Baskette believed the Municipal

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Council and City of Newark deserve a note of thanks for supporting the project. He indicated the \$200,000. being considered today will put the project forth, and 95% of these funds will be direct assistance to Newark residents. None of these funds will be used for staff salaries.

Temporary President James asked Mr. Baskette if a letter has been drafted to HUD asking to rescind their original request to utilize 715 Elizabeth Avenue as an office.

Mr. Baskette replied in the affirmative.

Temporary President James asked if this has been approved by the board or if they can unilaterally do this.

Mr. Baskette believed he has the support of his board on this issue. He said the letter to the U. S. Department of Housing and Urban Development will be going out tomorrow, and he believes it is within his realm of authority to do that.

Temporary President James requested a copy of the letter be forwarded to the City Clerk in view of the fact many citizens indicated they wish to buy property 715 Elizabeth Avenue, restore it to the tax rolls and put a family in there. Temporary President James indicated the South Ward has been happy to work with the Neighborhood Housing Services Program. Ministers have indicated to them that perhaps the program is slow getting off the ground, perhaps it is not doing what they think it ought to be doing, but when they look at the community people involved, they feel it is a dedicated group. They are getting the Council's support today because the Council believes that in time N.H.S. will prove worthy of their trust.

Councilman Tucker recommended the Council adopt the resolution upon condition that the City Clerk will be in receipt of letter indicating property 715 Elizabeth Avenue will be turned over to HUD to be sold by the City.

Temporary President James interjected he spoke to Mr. Baskette, Mr. Willie Wright and Mr. Charles T. Schaedel, Jr. of Carteret Savings Bank in reference to this matter. He requested the Council adopt this resolution based on Mr. Baskette's personal commitment.

Mr. Baskette remarked contractors who addressed the Municipal Council today are not associated with this resolution. They are reaching out for contractors and any contractor interested in working with N.H.S. could come to see them.

The motion to adopt the resolution was declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

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7-R-bh.RESOLUTION RATIFYING CONTRACT WITH THE NEWARK REDEVELOPMENT AND HOUSING

AUTHORITY FOR COUNSELLING PRESENT AND POTENTIAL HOMEOWNERS AND RENTERS IN CITY OF NEWARK, FOR PERIOD MAY 1, 1978 TO AUGUST 9, 1978; AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO CONTRACT WITH THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY FOR COUNSELLING PRESENT AND POTENTIAL HOMEOWNERS AND RENTERS IN CITY OF NEWARK, FOR PERIOD AUGUST 10, 1978 TO APRIL 30, 1979, IN AMOUNT NOT TO EXCEED \$97,016. (FUNDS PROVIDED IN HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, FOURTH ACTION YEAR BLOCK GRANT) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bi.RESOLUTION RATIFYING CONTRACT WITH THE NEWARK ECONOMIC DEVELOPMENT CORPORATION,

FOR PROVIDING AN OVERALL ECONOMIC DEVELOPMENT PROGRAM FOR CITY OF NEWARK, FOR PERIOD JULY 1, 1978 TO AUGUST 9, 1978; AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO CONTRACT WITH THE NEWARK ECONOMIC DEVELOPMENT CORPORATION, FOR PROVIDING AN OVERALL ECONOMIC DEVELOPMENT PROGRAM FOR CITY OF NEWARK, FOR PERIOD AUGUST 10, 1978 TO JUNE 30, 1979; \$115,000. APPROPRIATED TO NEWARK ECONOMIC DEVELOPMENT CORPORATION THROUGH A GRANT FROM U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:115(1)(a) OF LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to request from Newark Economic Development Corporation Executive Director Alfred Faiella whatever plans may be in the offing for the South Ward; further to advise the Council what efforts are being made by the Newark Economic Development Corporation for the disposition and rehabilitation of the Sear's Store on Elizabeth Avenue in order to preserve this area, was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bj. RESOLUTION APPOINTING JAMES RONE, CONSTABLE, FOR A TERM ENDING DECEMBER 31, 1978 AND APPROVING HIS BOND AS TO SUFFICIENCY.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bk. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, NEWARK VICTIM SERVICE CENTER, \$73,889.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, NEWARK VICTIM SERVICE CENTER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bl. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NEW JERSEY D.E.A. TASK FORCE PROGRAM, \$102,816.00; ITEM AVAILABLE FROM DRUG ENFORCEMENT ADMINISTRATION, NEW JERSEY D.E.A. TASK FORCE PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bm. RESOLUTION AUTHORIZING MAYOR AND PROJECT DIRECTOR OF AIR QUALITY-TRANSPORTATION CONTROL PROGRAM TO FILE APPLICATION, ENTER INTO AGREEMENT WITH, ACCEPT ALL FUNDS GENERATED FROM SUCH APPLICATION FOR AN AIR POLLUTION CONTROL GRANT IN THE AMOUNT OF \$50,668. UNDER THE "AIR POLLUTION CONTROL PROGRAM" OF THE CLEAN AIR ACT OF 1970, AS AMENDED; CITY OF NEWARK SHALL BE RESPONSIBLE FOR PROVIDING A ONE-THIRD MATCHING SHARE OF THE EXISTING IN-KIND SERVICES EQUIVALENT TO \$31,005. FROM THE CURRENT BUDGET OF THE BUREAU OF AIR POLLUTION CONTROL, DEPARTMENT OF HEALTH AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bn.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$214.69 TO ETHEL KANOWITH, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HER IN FAVOR OF CITY OF NEWARK, AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGES TO HER MOTOR VEHICLE WHICH WAS INVOLVED IN ACCIDENT WITH VEHICLE OWNED AND OPERATED BY CITY OF NEWARK, THROUGH ITS EMPLOYEE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bo.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$750. PAYABLE TO LENA TRADER AND HER ATTORNEY, SHELDON SCHIFFMAN, ESQ., 1180 RAYMOND BOULEVARD, NEWARK, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE TO HER VEHICLE, WHICH WAS LEGALLY PARKED, WAS HIT BY A SANITATION TRUCK OWNED BY CITY OF NEWARK AND DRIVEN BY CITY EMPLOYEE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bp.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A DRAFT IN SUM OF \$10,000. PAYABLE TO ANGEL SAUL MORALES AND MARIO V. FARCO, ESQ., 744 BROAD STREET, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL AND COMPLETE SETTLEMENT OF CLAIM FOR INJURIES SUSTAINED ON JANUARY 24, 1975; NEWARK POLICE OFFICERS RECEIVED A FALSE REPORT THAT AN ARMED ROBBERY WAS TAKING PLACE AT DELICATESSEN, 41 EVERGREEN AVENUE, WHERE MR. MORALES WAS A CUSTOMER, AND ONE OF OFFICER'S WEAPONS ACCIDENTLY DISCHARGED STRIKING ANGEL SAUL MORALES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bq.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$261.59 PAYABLE TO MS. BETTY WEISSINGER, 375 MT. PROSPECT AVENUE, NEWARK, UPON RECEIPT OF DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF SUIT INSTITUTED IN ESSEX COUNTY DISTRICT COURT ALLEGING TWO NEWARK CHECKS PAYABLE TO PLAINTIFF, CITY EMPLOYEE, WERE DISHONORED WHEN PRESENTED FOR PAYMENT AT TWO BANKS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-br.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$450. PAYABLE TO GEORGE AND IDA WEITZNER AND WALTER R. COHN, ESQ., 15 VALLEY STREET, SOUTH ORANGE, NEW JERSEY, UPON RECEIPT OF ALL PAPERS AND DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL HAVE BEEN RECEIVED BY HIM, IN SETTLEMENT OF CLAIM FOR DAMAGE ALLEGEDLY CAUSED TO SIDEWALK IN FRONT OF PREMISES 71 - 19TH AVENUE, OWNED BY PLAINTIFFS, WHEN TRUCKS USED BY NEWARK DEMOLITION TEAM RAN OVER SIDEWALK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

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7-R-bs.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A DRAFT IN SUM OF \$300.

PAYABLE TO NATHAN BERNSTEIN AND SODEWICK, RICHMOND & CRECCA, ATTORNEYS, 11 COMMERCE STREET, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL AND COMPLETE SETTLEMENT OF ALL CLAIMS HE MIGHT HAVE AGAINST CITY OF NEWARK IN THIS MATTER, FOR INJURIES SUSTAINED WHEN NATHAN BERNSTEIN WAS PASSING FIRE HYDRANT ON NORTHWEST CORNER OF BRUNSWICK AND PARKHURST STREETS ON JUNE 18, 1975; WATER FROM OPEN FIRE HYDRANT WAS TURNED ON IN FULL MOMENTARILY BLINDING NATHAN BERNSTEIN AND CAUSING HIS VEHICLE TO STRIKE A UTILITY POLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bt.RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN

AMOUNT OF \$1,081.29 TO KENNETH H. WILLIAMS, UPON RECEIPT OF SUBROGATION AGREEMENT, FULLY EXECUTED BY BOTH PARTIES, AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR DAMAGE SUSTAINED TO HIS MOTOR VEHICLE WHEN NEWARK DETECTIVE KENNETH H. WILLIAMS, IN DISCHARGING HIS DUTIES, WAS OPERATING A MOTOR VEHICLE OWNED BY HIM, WAS INVOLVED IN COLLISION WITH ANOTHER UNIDENTIFIED MOTOR VEHICLE IN OR ABOUT AREA OF EXIT 15E OF NEW JERSEY TURNPIKE IN CITY OF NEWARK, ON OR ABOUT MARCH 30, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bu.RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 1330-1346 McCARTER

HIGHWAY, BLOCK 445, LOT 37, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (ART METAL U.S.A. INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Carrino said he was pleased this company is expanding and is going to

hire an additional 800 employees. If they could get a few more companies to do this, it will be helpful to the City of Newark.

A motion to adopt the resolution and directing the City Clerk to inform Real Estate Officer Milano that in addition to advertising for bids when sale of commercial and industrial properties are proposed, the Real Estate Officer should notify realtors who deal primarily with commercial and industrial properties to encourage the maximum number of interested parties to participate in the bidding, was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bv.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN SUM OF \$2,988.85 PAYABLE TO MICHAEL CAPEZZARA AND ESTATE OF GERALD KOLBA, ESQ., HIS ATTORNEY, WHICH SUM REPRESENTS JUDGMENT \$2,480. PLUS APPLICABLE INTEREST \$431.85 AND COSTS \$77.40, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR MONEY CONFISCATED BY NEWARK POLICE DEPARTMENT FROM CO-DEFENDANT AND RELEASED TO CO-DEFENDANT HENRIETTA WINFREY BY NEWARK POLICE DEPARTMENT WITHOUT COURT DETERMINATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to request from Police Director Williams signed evidence of the receipt of these funds which were returned to co-defendant Henrietta Winfrey by the Newark Police Department, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bw.

RESOLUTION AMENDING CONTRACT WITH B.C.F. ENTERPRISES TO PROVIDE EMPLOYMENT, TRAINING AND RELATED SERVICES DURING PERIOD DECEMBER 1, 1977 THROUGH JULY 15, 1978, (RESOLUTION 7-R-c, NOVEMBER 30, 1977) TO EXTEND TERM OF SAID CONTRACT TO JULY 26, 1978. (NO ADDITIONAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to request a report from the Corporation Counsel regarding liability insurance requirements for community groups who contract with the City, was made by Councilman Tucker, seconded by

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Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bx.

RESOLUTION DELETING EXISTING ONE-WAY EASTBOUND DESIGNATION OF FULTON STREET BETWEEN BROAD STREET AND McCARTER HIGHWAY, ON AN EMERGENCY BASIS, FOR PERIOD OF EFFECTIVENESS NOT IN EXCESS OF THREE MONTHS, PURSUANT TO SECTION 39:4-197.3 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invited Business Administrator Buck, Engineering Director Zach and Traffic Engineer Ceballos to meet with the Municipal Council at their pre-meeting conference September 5, 1978 to discuss this matter, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-by.

RESOLUTION RATIFYING CONTRACT WITH TRI-CITY CITIZENS UNION FOR PROGRESS FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE SERVICES, FOR PERIOD APRIL 16, 1978 TO AUGUST 9, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH TRI-CITY CITIZENS UNION FOR PROGRESS FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE SERVICES, FOR PERIOD AUGUST 10, 1978 TO APRIL 15, 1979; MAXIMUM AMOUNT TO BE PAID BY CITY IS \$15,840. WHICH SHALL BE PAID FROM NEIGHBORHOOD HEALTH CENTER FUND OF THE HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR IV, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)(1))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-bz.

RESOLUTION RATIFYING CONTRACT WITH YOUTH DEVELOPMENT CLINIC OF NEWARK FOR PROVISION OF PSYCHIATRIC AND OTHER SUPPORTIVE SERVICES, FOR PERIOD APRIL 1, 1978 TO AUGUST 9, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH YOUTH DEVELOPMENT CLINIC OF NEWARK FOR PROVISION OF PSYCHIATRIC AND OTHER SUPPORTIVE SERVICES, FOR PERIOD FROM AUGUST 10, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE PAID BY CITY IS \$26,250., APPROPRIATED IN 1978 ADOPTED BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to inform Budget Officer Banker that the Council will not approve the inclusion of an appropriation for the City's annual contract with the Youth Development Clinic in the 1979 Budget; and since the Youth Development Clinic provides services to the school children in Newark, the Council feels that these services should be contracted for by the Board of Education, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-ca.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE AN AMENDED CONTRACT WITH THE UNITED COMMUNITY CORPORATION, 449 CENTRAL AVENUE, NEWARK, FOR PROVISION OF REGULAR AND HISPANIC MEALS FOR TITLE VII NUTRITION PROGRAM FOR THE ELDERLY, IN AMOUNT OF \$1.415 PER MEAL FOR A TOTAL CONTRACT AMOUNT OF \$19,392.37, FOR PERIOD AUGUST 4, 1977 TO AUGUST 26, 1977; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID AMENDED CONTRACT IS \$19,392.37. (NO EXPENDITURE OF ANY ADDITIONAL FUNDS BY CITY OF NEWARK REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

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7-R-cb.

RESOLUTION RATIFYING CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH, FOR PROVISION OF ANALYTICAL SERVICES OF BLOOD SAMPLES FOR PERIOD JANUARY 1, 1978 TO AUGUST 9, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AGREEMENT WITH THE NEW JERSEY STATE DEPARTMENT OF HEALTH FOR PROVISION OF ANALYTICAL SERVICES OF BLOOD SAMPLES REQUIRED FOR COMPLIANCE WITH CURRENT GRANT SPECIFICATIONS OF THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, FOR PERIOD AUGUST 10, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID AGREEMENT IS \$22,050. (3,675 BLOOD SAMPLE ANALYSES @ \$6.00, \$22,050.) DERIVED FROM GRANT FROM U. S. DEPARTMENT OF HEALTH, EDUCATION AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cc.

RESOLUTION RATIFYING CONTRACT WITH LYONS FAMILY HEALTH CENTER FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE SERVICES, FOR PERIOD APRIL 16, 1978 TO AUGUST 9, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH LYONS FAMILY HEALTH CENTER FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE SERVICES FOR PERIOD AUGUST 10, 1978 TO APRIL 15, 1979; MAXIMUM AMOUNT \$83,160. SHALL BE PAID FROM NEIGHBORHOOD HEALTH CENTER FUND OF THE HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR IV, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)(1))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cd.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH WAXIMO, INC., 540 CHESTNUT STREET, ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR WINDOW CLEANING SERVICES AS SHOWN ON SCHEDULE #1, FOR PERIOD AUGUST 10, 1978 TO AUGUST 9, 1979 INCLUSIVE, AT COST NOT TO EXCEED \$13,000., IN ACCORDANCE WITH CONTRACT SPECIFICATIONS AND DOCUMENTS. (FUNDS ENCUMBERED FROM 1978 OPERATING BUDGET, DIVISION OF PUBLIC PROPERTY, BALANCE CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-ce.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK, THROUGH THE HEALTH PLANNING AGENCY, FOR PROVISION OF NECESSARY GATHERING AND TABULATION OF PERTINENT STATISTICAL DATA TO CONDUCT STUDIES ON NEIGHBORHOOD HEALTH CENTERS, DRUG ADDICTION AND DENTAL SERVICES, FOR PERIOD JULY 1, 1978 TO AUGUST 9, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE REGIONAL HEALTH PLANNING COUNCIL FOR PROVISION OF NECESSARY GATHERING AND TABULATION OF PERTINENT STATISTICAL DATA TO CONDUCT STUDIES IN NEIGHBORHOOD HEALTH CENTERS, DRUG ADDICTION AND DENTAL SERVICES, FOR PERIOD AUGUST 10, 1978 TO JUNE 30, 1979; MAXIMUM AMOUNT TO BE PAID IS \$25,000. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Johnson and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cf.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION FOR CONTINUED FUNDING TO ACTION FOR THE RETIRED SENIOR VOLUNTEER PROGRAM, FOR PERIOD SEPTEMBER 30, 1978 TO SEPTEMBER 29, 1979. (ACTION-\$76,277., CITY OF NEWARK, IN-KIND (PERSONNEL, SPACE, CONSUMABLE SUPPLIES)-\$47,465., TOTAL-\$123,742.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cg.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-SECTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, TITLE III, HIRE II PROGRAM, \$414,178.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-ch.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH PRESSURE CONCRETE & GROUTING CO., INC., 195 EMMET STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-04, MILITARY PARK GARAGE REHABILITATION FOR ITEMS 1, 2, 3 AND 4 - \$74,120. AND ALTERNATE C-\$18,000., TOTALING \$92,120., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY CAPITAL BUDGET PROJECT NO. 13-77, FUND 45, DEPARTMENT 75, AGENCY 77, ACCOUNT 113)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-ci.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK MADE PAYABLE TO "ANNE ULOZAS, AND HER ATTORNEY, WILLIAM L. HANDLER, ESQ." IN AMOUNT OF \$1,700., UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS HE DEEMS NECESSARY, IN SETTLEMENT OF CLAIM FOR INJURIES SUSTAINED BY ANNE ULOZAS WHEN SHE TRIPPED AND FELL ON SIDEWALK LOCATED AT 99 MADISON STREET, NEWARK, ON APRIL 15, 1975. (CITY OF NEWARK-\$1,700., DEFENDANT, SANTORO LUMBER COMPANY-\$6,800., TOTAL-\$8,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cj.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH PROJECT LINK FOR DEVELOPING POSITIVE ATTITUDES IN JUNIOR HIGH SCHOOL YOUTH THROUGH AN EDUCATIONAL, SOCIAL AND CULTURAL PROGRAM, FOR SUM NOT TO EXCEED \$32,000. (FUNDS BUDGETED IN COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION PURSUANT TO HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974; NO ADDITIONAL CITY FUNDS REQUIRED) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to forward communication to Sister Ann Marie Rimmer, Director of Employment, Project Link Educational Center requesting that since the City of Newark is contributing funds for the operation of Project Link that she consider the appointment of more Newark residents to the Board of Trustees, was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-ck.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NORTH WARD EDUCATIONAL AND CULTURAL CENTER, INC., ONLY BIDDER, TO PROVIDE A SECRETARIAL SKILLS TRAINING PROGRAM FOR TRAINING 40 PARTICIPANTS, FOR SUM NOT TO EXCEED \$87,439.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cl.

RESOLUTION RATIFYING SUBMITTAL OF CITY OF NEWARK REQUEST WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PURPOSE OF REVISING BUDGET OF "NC4 PROJECT;" FUNDS NECESSARY TO IMPLEMENT ATTACHED PROPOSED BUDGET REVISION REQUEST SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY CONSTITUTING AN UNEXPENDED BALANCE; FURTHER AUTHORIZING PROJECT DIRECTOR, UPON APPROVAL OF STATE LAW ENFORCEMENT PLANNING AGENCY, TO REVISE LINES OF EXISTING BUDGET IN ACCORDANCE WITH ATTACHED BUDGET REVISION REQUEST.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cm.

RESOLUTION RATIFYING SUBMITTAL OF CITY OF NEWARK REQUEST TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF INDEPENDENCE HIGH SCHOOL PROJECT, TO EXTEND CONTRACTUAL TERM FOR PERIOD MAY 1, 1978 TO JUNE 30, 1978 AND TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION REQUEST; FUNDS SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY CONSTITUTING AN UNEXPENDED BALANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cn.

RESOLUTION AMENDING RESOLUTION 7-R-r, NOVEMBER 14, 1977, REQUESTING LAW ENFORCEMENT AND CRIMINAL JUSTICE PLANNING GRANT; TO CORRECT GRANT DOLLAR AMOUNT BASED ON RECOMMENDATION BY NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY. (SLEPA-\$43,945., STATE BUY-IN-\$2,442., LOCAL CASH-\$2,442., TOTAL-\$48,829.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-co.

RESOLUTION AUTHORIZING MAYOR OF CITY OF NEWARK TO ENTER INTO A CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR ACTION GRANT AWARD FOR IMPLEMENTATION OF THE "COMPREHENSIVE LAW ENFORCEMENT AND CRIMINAL JUSTICE PLANNING PROJECT." (SLEPA-\$43,945., STATE BUY-IN-\$2,442., LOCAL CASH-\$2,442., TOTAL-\$48,829. - LOCAL CASH MATCH OF 5% PROVIDED BY 1978 MUNICIPAL BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cp.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT MENTAL HEALTH CARE SERVICES FOR ENROLLED PLAN MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) AT DAYTON COMMUNITY HEALTH CENTER, 101 LUDLOW STREET, NEWARK, AS SET FORTH IN MENTAL HEALTH CARE SERVICES AGREEMENT BETWEEN MOUNT CARMEL GUILD AND NEWARK COMPREHENSIVE HEALTH SERVICES PLAN, DATED JUNE 23, 1978. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to write to Dayton Community Health Center Director Albert Head requesting verification of information given to the Municipal Council that Elizabeth residents are being serviced by this facility; and if this is a fact, the Council requests that he give the extent of these services and what part of the grant is utilized for residents of Elizabeth, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

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7-R-cq.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT INPATIENT AND EMERGENCY CARE SERVICES FOR ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) AT DAYTON COMMUNITY HEALTH CENTER, 101 LUDLOW STREET, NEWARK, AS SET FORTH IN INPATIENT AND EMERGENCY CARE SERVICES AGREEMENT BETWEEN UNITED HOSPITALS OF NEWARK AND NEWARK COMPREHENSIVE HEALTH SERVICES PLAN, DATED FEBRUARY 27, 1978. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to write to Dayton Community Health Center Director Albert Head requesting verification of information given to the Municipal Council that Elizabeth residents are being serviced by this facility; and if this is a fact, the Council requests that he give the extent of these services and what part of the grant is utilized for residents of Elizabeth, was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cr.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT CONTINUED MEDICAL NURSING CARE FOR ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.) AT DAYTON COMMUNITY HEALTH CENTER, AS SET FORTH IN SKILLED NURSING FACILITY SERVICES AGREEMENT, BETWEEN NEWARK EXTENDED CARE FACILITY INC., 65 JAY STREET, NEWARK, AND NEWARK COMPREHENSIVE HEALTH SERVICES PLAN, DATED JANUARY 12, 1977. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to write to Dayton Community Health Center Director Albert Head requesting verification of information given to the Municipal Council that Elizabeth residents are being serviced by this facility; and if this is a fact, the Council requests that he give the extent of these services and what part of the grant is utilized for residents of Elizabeth, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

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7-R-cs.RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM STATE OF NEW JERSEY,

DEPARTMENT OF COMMUNITY AFFAIRS, IN SUM OF \$75,000. FOR IMPLEMENTATION OF STATE-LOCAL COOPERATIVE HOUSING INSPECTION PROGRAM; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A SECOND AMENDED AGREEMENT WITH STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, ACCEPTING \$75,000. TO PARTICIPATE IN STATE-LOCAL COOPERATIVE HOUSING INSPECTION PROGRAM, FOR PERIOD JULY 1, 1977 TO JUNE 30, 1978; FURTHER IT IS UNDERSTOOD THAT GRANT-IN-AID ASSISTANCE PROVIDED BY STATE WILL BE SOLELY TO DEFRAY COSTS INCURRED IN UNDERTAKING ENFORCEMENT CAPABILITIES AND TO SUPPLEMENT LOCAL APPROVED BUDGET DEDICATED TO HOUSING INSPECTION PROGRAMS. (NO MATCH FUNDS BY CITY OF NEWARK AND NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution conditioned upon receipt of a report from Bureau of Industrial Hygiene and Air Pollution Control Chief Inspector Joseph McGinley as to how the additional \$25,000., (heretofore received \$50,000. per year from the State for this program) which they are receiving from the State of New Jersey for the period July 1, 1977 to June 30, 1978, will be spent, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-ct.RESOLUTION AMENDING RESOLUTION 7-R-bd, OCTOBER 5, 1977, AUTHORIZING DIRECTOR

OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AMENDED AGREEMENT WITH NEWARK BETH ISRAEL MEDICAL CENTER TO PROVIDE INPATIENT AND EMERGENCY CARE SERVICES TO ENROLLED MEMBERS OF NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), FOR PERIOD OF 12 MONTHS, THROUGH DAYTON COMMUNITY HEALTH CENTER, 101 LUDLOW STREET, NEWARK, (ESTIMATED CAPABILITY 10,000 INDIVIDUALS); FUNDS SHALL BE DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER, RESOLUTION 7-R-bp, MARCH 2, 1977. (NO MUNICIPAL OPERATING FUNDS SHALL BE APPROPRIATED TO COVER ANY LIABILITY AND/OR EXPENDITURE INCURRED UNDER AFORESAID CONTRACT) (AMENDED SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to write to Dayton Community Health Center Director Albert Head requesting verification of information given to the Municipal Council that Elizabeth residents are being serviced by this facility; and if this is a fact, the Council requests that he give the extent of these

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services and what part of the grant is utilized for residents of Elizabeth, was made by Councilman Martinez, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cu. RESOLUTION RATIFYING AMENDATORY AGREEMENT, DATED FEBRUARY 1, 1977, BETWEEN CITY OF NEWARK AND DEPARTMENT OF COMMUNITY AFFAIRS OF STATE OF NEW JERSEY TO IMPLEMENT NEIGHBORHOOD PRESERVATION PROGRAM, TO EXTEND TERMINATION DATE TO OCTOBER 31, 1978 TO INCORPORATE WORK PLAN (ATTACHMENT A); CONTINGENT UPON PROPER FISCAL APPROPRIATION BY STATE OF NEW JERSEY. (NON-STATE, CITY SHARE PROVIDED TO OPERATE NEWARK HOUSING DEVELOPMENT AND REHABILITATION CORPORATION IN AMOUNT OF \$129,560.; RESOLUTION 7-R-b1, MAY 3, 1978) (NO ADDITIONAL CITY FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Buck and Housing Development and Rehabilitation Corporation Executive Director Massaro to meet with the Municipal Council at their pre-meeting conference September 5, 1978 to discuss this matter, and in this regard the Council requests that Housing Development and Rehabilitation Corporation Executive Director Massaro present, in writing, how this program will be implemented; further that he reply, in writing, his plans for the implementation of the 312 Program, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cv. RESOLUTION HONORING FRANK HUTCHINS FOR OUTSTANDING SERVICE TO THE NEWARK COMMUNITY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cw.

EMERGENCY RESOLUTION APPROPRIATING \$7,000., OFFICE OF THE CITY CLERK, ELECTIONS, TO PROVIDE FUNDS TO COMMENCE VALIDATION OF PETITIONS FOR REFERENDUM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cx.

RESOLUTION COMMENDING THE FLIP CITY TUMBLING TEAM OF THE NEWARK YMWCA FOR OUTSTANDING PERFORMANCE AT THE WORLD GAMES IN HONOLULU.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President James, seconded by Councilman Johnson and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-cy.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH 100 BLACK MEN OF NEW JERSEY, INC., 18 BEAVER STREET, NEWARK, ONLY BIDDER, TO PROVIDE 2,050 TICKETS TO A CULTURAL AND RECREATIONAL EVENT TO TAKE PLACE SEPTEMBER 21, 1978, AT GIANT STADIUM; SUM OF CONTRACT NOT TO EXCEED \$12,300. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and failed of adoption by the following votes:

Yes: Councilmen Grant, Johnson.

No: Councilmen Bottone, Carrino, Martinez.

Not Voting: Councilmen Tucker, Villani, Temporary President James.

Councilman Carrino noted this is another \$12,300. which is going to be used "for the good of the youngsters to provide recreational facilities in the City of Newark." That makes it \$30,000., not counting the third proposal which the Council received. Councilman Carrino asserted \$30,000. can go a long way in renovating existing recreational facilities in the City of Newark.

Temporary President James related the Council is in receipt of documented

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evidence that last year when a similar contract was approved, many buses which went to the Meadowlands were empty, many of those tickets purchased by the City were abused and it created a chaotic condition. The Council was very much apprised of this. Temporary President James felt it was because of poor administrative procedures in the distribution of tickets last year and the whole question of administering these tickets, that the Council is reluctant to go along with it this year, especially in view of the fact that many individuals have come forward today indicating a critical need for recreational facilities in the City of Newark. Perhaps the Council needs to explore the whole question of providing recreation in the City of Newark.

7-R-cz.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NORTH JERSEY COMMUNITY UNION INCORPORATED, 105 CHARLTON STREET, NEWARK, ONLY BIDDER, TO PROVIDE 1,300 MEDICAL EXAMINATIONS FOR SUM NOT TO EXCEED \$45,500. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-da.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND IRONBOUND COMMUNITY CORPORATION FOR PERIOD APRIL 16, 1978 TO AUGUST 9, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH IRONBOUND COMMUNITY CORPORATION, FOR DELIVERY OF PEDIATRIC HEALTH ASSESSMENT SERVICES FOR PERIOD AUGUST 10, 1978 TO APRIL 15, 1979; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$23,860. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-db.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND ST. MICHAEL'S MEDICAL CENTER FOR AMBULATORY HEALTH CARE SERVICES AT GLADYS E. DICKINSON HEALTH CENTER FOR PERIOD OCTOBER 16, 1977 TO APRIL 15, 1978 AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE NECESSARY CONTRACT; MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK IS \$150,000.; BUDGETED IN 1974 HOUSING AND DEVELOPMENT ACT FUNDS, YEAR III. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-dc.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND ST. MICHAEL'S MEDICAL CENTER FOR AMBULATORY HEALTH CARE SERVICES AT GLADYS E. DICKINSON HEALTH CENTER, FOR PERIOD APRIL 16, 1978 TO AUGUST 9, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE NECESSARY CONTRACT WITH ST. MICHAEL'S MEDICAL CENTER FOR AMBULATORY HEALTH CARE SERVICES AT GLADYS E. DICKINSON HEALTH CENTER FOR PERIOD AUGUST 10, 1978 TO APRIL 15, 1979; MAXIMUM AMOUNT TO BE PAID BY CITY IS \$238,000., BUDGETED IN 1974 HOUSING AND DEVELOPMENT ACT FUNDS, YEAR IV. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-dd.

RESOLUTION APPROVING APPLICATION AND PLAN OF ST. LUCY'S DEVELOPMENT CORPORATION-VILLA VICTORIA, INC., A NON-PROFIT CORPORATION OF THE STATE OF NEW JERSEY, FOR CONSTRUCTION OF A SENIOR CITIZEN HIGH-RISE BUILDING FOR SENIOR CITIZENS CONTAINING 104 DWELLING UNITS AND TOWN HOUSES CONTAINING 90 DWELLING UNITS, BOTH TOTALING 194 UNITS FOR RENTAL TO SENIOR CITIZENS IN NEWARK, NEW JERSEY AT 2-54 CUTLER STREET, 121-137 SEVENTH AVENUE; 19-47½ MT. PROSPECT AVENUE; AND 28-40 SIXTH AVENUE, MORE PARTICULARLY DESCRIBED IN SAID

APPLICATION AND GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS
IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ.,
AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF COMMUNITY
AFFAIRS OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Councilman Carrino thanked his colleagues for approving tax abatement for this project, which has been on the planning board for ten years. People from St. Lucy's Church asked him to thank the Municipal Council. Construction will begin this fall.

7-R-de.

RESOLUTION RESCINDING RESOLUTION 7-R-bw, JANUARY 18, 1978, "RESOLUTION APPROVING APPLICATION AND PLAN OF DIVERSIFIED REALTY LIMITED, A LIMITED DIVIDEND LIMITED PARTNERSHIP ASSOCIATION OF THE STATE OF NEW JERSEY, FOR REHABILITATION AND CONSTRUCTION OF A 91 UNIT HOUSING PROJECT FOR RENTAL TO SENIOR CITIZENS IN NEWARK AT 502-504 SUMMER AVENUE, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55-16-1 ET SEQ., AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF COMMUNITY AFFAIRS OF THE STATE OF NEW JERSEY."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-R-df.

RESOLUTION APPROVING APPLICATION AND PLAN OF DIVERSIFIED REALTY, LIMITED, A LIMITED DIVIDEND LIMITED PARTNERSHIP ASSOCIATION OF THE STATE OF NEW JERSEY, FOR REHABILITATION AND CONSTRUCTION OF A 91 UNIT HOUSING PROJECT FOR RENTAL TO SENIOR CITIZENS IN NEWARK AT 502-504 SUMMER AVENUE, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ., AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF COMMUNITY AFFAIRS OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-R-dg.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, HEALTH PLANNING AGENCY, \$25,000.; ITEM AVAILABLE FROM REGIONAL HEALTH PLANNING COUNCIL, HEALTH PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO PREPARE RESOLUTION WHICH WILL ESTABLISH A TASK FORCE OF CITY OFFICIALS AND COMMUNITY LEADERS TO STUDY THE PHYSICAL AND ECONOMIC REVITALIZATION OF SPRINGFIELD AVENUE, was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

7-M-b.

A MOTION REQUESTING NATHANIEL WASHINGTON, DIRECTOR OF THE DEPARTMENT OF RECREATION AND PARKS, TO SUBMIT THE NAMES OF THE YOUNG PEOPLE FROM THE CITY OF NEWARK WHO PARTICIPATED IN THE 1978 YOUTH GAMES SO THAT THEY MAY BE OFFICIALLY COMMENDED BY THE MUNICIPAL COUNCIL, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

August 9, 1978

7-M-c.

A MOTION REQUESTING THE BUDGET OFFICER IN CONCERT WITH THE BUSINESS ADMINISTRATOR TO PREPARE AN EMERGENCY ORDINANCE OR RESOLUTION (WHICHEVER IS FEASIBLE) IN THE AMOUNT OF \$500,000. TO MAKE PROVISION FOR THE IMMEDIATE DEMOLITION OF NUMEROUS HAZARDOUS STRUCTURES AROUND THE CITY, THE NEED FOR WHICH WAS NOT ANTICIPATED AT THE TIME OF THE PREPARATION AND ADOPTION OF THE 1978 MUNICIPAL BUDGET, was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Councilman Carrino requested that this emergency legislation be prepared for submission to the Council at their meeting of September 6, 1978.

Temporary President James related he remarked to Mr. Seagraves and Mr. Reynolds about the anticipated motion by Councilman Carrino and they indicated this will help but they have no equipment. It is not a question of money. It takes three to four months to buy equipment.

Councilman Carrino stated Mr. Seagraves informed them the only equipment they have left now are one caterpillar and one crane that is on the way out, so for all intents and purposes, no demolition is being done. Councilman Carrino felt this motion will help supplement demolition by contractors, but they will have to sit down with Business Administrator Buck, Mayor's Policy and Development Office Acting Executive Director Allen and others to start making some provisions for the Newark Demolition Team to get some equipment so if they ever get caught up, they will be able to keep up on a daily basis.

Councilman Martinez felt it would be fair to say that this \$500,000. would be divided between the five wards so that each ward can have their fair share of demolition.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH NEW JERSEY STATE COUNCIL ON THE ARTS EXECUTIVE DIRECTOR EILEEN LAUGHTON CONCERNING THE REPEATED REJECTIONS BY THIS AGENCY OF REQUESTS FOR FUNDING BY THE THEATRE OF UNIVERSAL IMAGES, A NEWARK BASED THEATRICAL GROUP; AND REQUESTING SOME EXPLANATION AS TO WHY THEY HAVE BEEN TURNED DOWN ON THREE OCCASIONS, was made by Temporary President James, seconded by Councilwoman Villani and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH MAYOR GIBSON AND HEALTH AND WELFARE DIRECTOR MORGAN REGARDING THE BUILDINGS AT 525-535 CLINTON AVENUE IMMEDIATELY ACROSS THE STREET FROM CLINTON AVENUE SCHOOL AND REQUESTING THEM TO TAKE APPROPRIATE STEPS TO SEE THAT THESE BUILDINGS ARE CLOSED UP PROMPTLY, AND AT THE VERY LATEST, PRIOR TO THE OPENING OF SCHOOL IN SEPTEMBER, was made by Temporary President James, seconded by Councilman Grant and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

Temporary President James requested a copy of this letter be sent to Board of Education President Carl Sharif and Executive Superintendent Alonzo Kittrels.

The City Clerk was directed to invite Business Administrator Buck, Mayor's Policy and Development Office Acting Executive Director Allen, Acting Planning Officer Walker and Central Planning Board Executive Secretary Adams to meet with the Municipal Council at a special conference September 11, 1978 to discuss the Proposed Master Plan of the City of Newark.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

PROPOSED "ORDINANCE TO AMEND TITLE 24, TRANSPORTATION, CHAPTER 1, TAXICABS, ARTICLE 6, SECTION 40 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO AMEND ADVERTISING REGULATIONS)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-r on Pages 14 and 15 in the minutes of this meeting)

8-b.

PROPOSED "ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 24:1-25 (a)(1) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB RATES COMPUTED BY TAXIMETER)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-s on Page 15 in the minutes of this meeting)

August 9, 1978

8-c.

PROPOSED "ORDINANCE TO AMEND VARIOUS SECTIONS OF TITLE 24, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST FLAT RATES FOR TAXICABS)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this matter, see Item 6-F-t on Pages 15 and 16 in the minutes of this meeting)

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JULY 31, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON ROSEVILLE AVENUE."

(Roseville Avenue, West side, beginning at a point 168 feet from the northerly curblin of Seventh Avenue and extending 50 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JULY 31, 1978, ENCLOSING PROPOSED "ORDINANCE CREATING AN EMERGENCY APPROPRIATION OF \$20,000. FOR THE DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, BUREAU OF DOG CONTROL, MISCELLANEOUS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading, and to set up a meeting with Business Administrator Buck, Health and Welfare Director Morgan, Budget Officer Banker and Dog Control Supervisor Dunn to discuss this matter, was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JULY 31, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING PASSAIC STREET AS A ONE-WAY STREET."

(Deleting Passaic Street, Northbound, from Clay Street to Clark Street

Adding Passaic Street, Southbound, from Clay Street to Clark Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JULY 31, 1978, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF MONTGOMERY STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM PRINCE STREET WESTERLY TO THE PROPOSED EASTERLY LINE OF IRVINE TURNER BOULEVARD (FORMERLY BELMONT AVENUE), AND FOR THE VACATION OF CHARLTON STREET AS LAID OUT 55 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM THE PROPOSED NORTHERLY LINE OF SPRUCE STREET TO MONTGOMERY STREET, AND MONTGOMERY STREET TO WEST KINNEY STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JULY 31, 1978, ENCLOSING PROPOSED "ORDINANCE TO SUPPLEMENT TITLE 11A OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED, TO REQUIRE INSTALLATION OF GASOLINE VAPOR RECOVERY SYSTEMS TO GASOLINE STORAGE TANKS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

August 9, 1978

8-1.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED JULY 31, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 3, CHAPTER 1, SECTION 24 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(This ordinance amends the Air Pollution Control Code requiring air quality monitoring prior to the establishment of any new non-residential parking facility of 75 or more spaces)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Air Quality and Transportation Project Director Vivian Li met with the Council August 8, 1978)

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading, and to invite Business Administrator Buck, Air Quality and Transportation Project Director Vivian Li and Mr. Daniel Locitzer to meet with the Municipal Council at their pre-meeting conference September 5, 1978 to discuss this matter, was made by Temporary President James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED AUGUST 1, 1978, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF BRUCE STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM SOUTH ORANGE AVENUE TO FOURTEENTH AVENUE; ALSO FOR THE VACATION OF HAYES STREET AS LAID OUT 56 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM SOUTH ORANGE AVENUE TO FOURTEENTH AVENUE; AND FOR THE VACATION OF DARK LANE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM JONES STREET TO HAYES STREET AND HAYES STREET WESTERLY TO ITS TERMINUS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Central Planning Board)

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading, awaiting approval of Central Planning Board, was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

8-k.

The City Clerk presented PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER 2, ARTICLE 11, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Temporary President James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

8-l.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED AUGUST 7, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, CHAPTER 2, SECTION 1;3 (a) (b) (c); 5; 8 (b); 11 (a) (b) (e); 15 (b); 18 (c); 19; 22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(This ordinance amends Automobile Parking Lots Ordinance to streamline certain administrative functions and remove sections which conflict with current practices)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck and Air Quality and Transportation Project Director Vivian Li met with the Council August 8, 1978)

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading, and to invite Business Administrator Buck, Air Quality and Transportation Project Director Vivian Li and Mr. Daniel Locitzer to meet with the Municipal Council at their pre-meeting conference September 5, 1978 to discuss this matter, was made by Temporary President James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President James.

8-m.

The City Clerk presented PROPOSED "ORDINANCE TO REPEAL AN ORDINANCE ENTITLED 'AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)' 6-S & F-e, ADOPTED JULY 12, 1978." (TO REPEAL SALARY ORDINANCE FOR DEPARTMENT OF ADMINISTRATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

August 9, 1978

A motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading was made by Temporary President James, seconded by Councilman Carrino.

Temporary President James stated the Council has an issue before them which requires leadership on the part of the Council. If the petition for referendum on various Salary Ordinances is sufficient to be placed on referendum in November, and if successful, it will freeze the salaries for two years. By taking no action today, the Business Administrator's salary will rise to \$44,000. plus longevity, which will be greater than that of the Mayor who presently has a \$35,000. salary plus 5% longevity, which brings his salary to about \$38,000. More important, there are three Managers earning as much as Department Heads. Temporary President James felt it is wrong for this Council, in view of contemplated action which they will have to observe, not to rescind these salaries based on the outcome of the success of the petition and also the possible referendum question in November. If the citizens fail in their request to freeze salaries, at that time the Council can advance these raises along with the others. If they are successful, then they will not have the spectacle of the Business Administrator locked into a situation for the next two years earning more than the Mayor.

Temporary President James further stated the reason these salary increases were entertained in the first place is that there is a human cry for equity. By taking no action today, the Council will defeat that purpose and create dissension in the ranks. That is a situation they cannot sit by and allow to happen.

Councilman Carrino stated originally only nine people were to get raises as opposed to the sixty raises that were submitted. He is not trying to play into the hands of the petitioners, at this point, because all of that is unnecessary. The City Clerk's Office has not completed tabulating the petitions. Councilman Carrino felt to let this thing become effective would cause a morale problem of the employees, and they would be creating a very bad precedent, especially due to the fact that the original standardization of pays will have larger discrepancies at this point starting Monday.

Councilman Tucker contended any action by the Council prior to the validation of the petition is premature, unwarranted and would be setting a precedent. The Council adopted a resolution today appropriating \$7,000. to validate petitions for referendum and the City Clerk is in the process of doing so. If it is the Council's intention to meet and discuss the implication of the petitions presented, they should discuss that, but he does not believe they should immediately establish a precedent based on the

possibility that the petitions will be validated. It is not a matter of whether or not the Council moves affirmatively on this particular motion and it is not going to have any impact on the raises presented. Any particular action by the citizenry has to go through statutory procedures.

Councilman Tucker noted the Salary Ordinances were adopted July 12, 1978, advertised on July 15, 1978 and were effective twenty days after July 15, 1978, or August 5, 1978. However, the effective clause in the ordinance was July 1, 1978, therefore, the people in the Department of Administration are entitled to the raises right now. If the Council entertains this ordinance, it will be considered on first reading on September 6, 1978, second reading and final passage on September 20, 1978, advertised on September 21, 1978, and will become effective twenty days later, approximately October 7, 1978, so they are passing an ordinance that will inevitably have an impact for a period of twenty days.

Councilman Tucker firmly believed that the 14,000 signatures on the petition is not the question. He does not believe the Council should dismiss the possibility from the citizens' standpoint that the Council might have acted too hastily, but he does believe they should discuss the matter and under no circumstances should they act prematurely and fall right into the hands of the people who do not have the interest of the City at heart. They are concerned with their taxes and that is a valid concern, but government in Newark has to function and it cannot function with salaries which are, in most cases, too low to maintain skilled people. Councilman Tucker reiterated Council action prior to the validation of the petition is premature, reactionary and it would be playing into the hands of people who, for the most part, have no respect for the City of Newark.

Temporary President James cited employees who were given more money and then left the employ of the City of Newark. The City is laying off 52 people next Friday because of reduction in HCDA funds. The Council has before them an ordinance creating the position of Executive Assistant, Office of the Business Administrator. Temporary President James could not see how they could equate management with Department Directors.

The motion directing the City Clerk to place this ordinance on the September 6, 1978 Calendar of the Municipal Council for first reading was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Villani,

Temporary President James.

No: Councilman Tucker

August 9, 1978

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from July 5, 1978 to August 1, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Lucy's Roman Catholic Church	7533 (Amended)
Sacred Heart Cathedral School	7595 (Amended)
Stella Wright Christian Community	7656 (Amended)
St. Benedict's Church	7689 (Amended)
Our Lady of Mt. Carmel Church	7690 (Amended)
St. Casimir's PTA	7691 (Amended)
Parents Association of St. Lucy's School	7707 (Amended)
Alanon Association Inc.	7740
Parent Association of St. Benedict Elementary School	7743
Holy Name Society of Blessed Sacrament Church	7746
Blessed Sacrament High School Advisory Board	7747

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Columba PTA	7741
Babyland Nursery, Inc.	7742
St. Demetrios Greek Orthodox Church	7744
First Zion Hill Baptist Church	7745
Babyland Nursery, Inc.	7748
Babyland Nursery, Inc.	7749
St. Augustine's Church	7750
Clinton Memorial A.M.E. Zion Church	7751

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

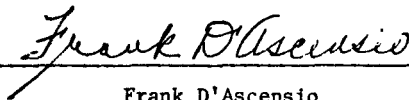
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President James.

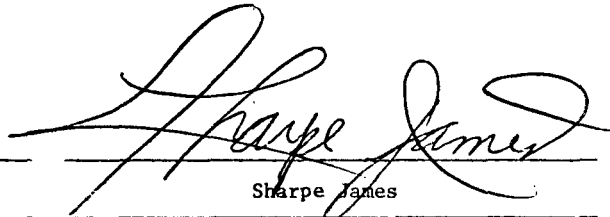
This meeting adjourned at 5:20 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Sharpe James

Temporary President

Newark, New Jersey, August 28, 1978

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 10:00 A. M., Monday, August 28, 1978, in the Council Chamber, City Hall, Newark, New Jersey.

At 10:30 A. M., City Clerk D'Ascensio called the meeting to order and called the roll.

Present: City Clerk Frank D'Ascensio.

City Clerk D'Ascensio announced we do not have a quorum and this special meeting in accordance with the Administrative Code, is adjourned.

This meeting adjourned at 10:31 A. M.

APPROVED:

Frank D'Ascensio
Frank D'Ascensio
City Clerk

Newark, New Jersey, September 6, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:50 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Ralph T. Grant, Jr., Councilman of the City of Newark.

President Harris called the meeting to order and asked for roll call.

Present: Councilman Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Anthony Valente, Sergeant-at-Arms.

:(Councilman Johnson arrived 1:55 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on August 28, 1978 at the time of its preparation. All persons who pre-paid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

(Councilman Johnson arrived 1:55 P. M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented NEWARK'S CETA REPORTS, FOR QUARTER ENDED JUNE 30, 1978, SUBMITTED BY DENNIS G. CHEROT, ASSISTANT TO THE BUSINESS ADMINISTRATOR.

(Copy submitted to each Member of the Council)

A motion that the Reports be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JULY, 1978.

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A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO JUNE, 1978.

A motion that the Report be received and placed on file was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented ANNUAL REPORT OF NEWARK OFFICE OF CONSUMER ACTION, APRIL, 1977 TO APRIL, 1978, SUBMITTED BY HOPE JACKSON, ACTING EXECUTIVE DIRECTOR.

A motion that the Annual Report be received and placed on file was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF JULY, 1978.

A motion that the Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-121 AND HCDA-CBD, FOR PERIOD ENDING JULY 7, 1978; LISTING PROPERTY ACQUISITION FOR URBAN RENEWAL PROJECT HCDA-S, FOR PERIOD ENDING JULY 14, 1978; AND INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING JULY 21, 1978; AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-S, HCDA-J AND R-123, FOR PERIOD ENDING JULY 28, 1978; ALSO INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING JULY 7, 1978; JULY 14, 1978; JULY 21, 1978 AND JULY 28, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Martinez, seconded by

Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF JULY, 1978, SUBMITTED BY ACTING TAX COLLECTOR JOSEPH.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JULY, 1978.

A motion to approve the Report of Contracts Awarded was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JULY 19, 1978.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JULY 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-k.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JULY 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino,

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seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-1.

The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, OFFICE OF THE MAYOR AND AGENCIES, FOR THE MONTHS OF MAY TO JULY, 1978.

A motion that the Report be received and placed on file was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-m.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD JULY 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-n.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD JULY 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-o.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD JULY 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on First Reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW

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JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln

Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

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A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL, SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Section 23:12-1, Midblock Crosswalks

On Bergen Street, 682 feet south of the southerly curbline of
West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of
Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded
by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF
TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK*, NEW
JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Durand Street, Eastbound, from Mulberry Street to McCarter Highway

Hoyt Street, Southbound, from New Street to Warren Street

Orange Place, Westbound, from Orange Street to High Street

Pierson Place, Southbound, from Bank Street to Market Street

Rutgers Street, Northbound, from South Orange Avenue to West

Market Street

Searing Street, Northbound, from Warren Street to New Street

Sidney Place, Southbound, from West Market Street to Nelson Place

Summit Place, Westbound, from High Street to Locak Street

Wallace Street, Southbound, from West Market Street to South

Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of
Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded
by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

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6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED PROHIBITING PARKING ON ROSEVILLE AVENUE.

(Roseville Avenue, West side, beginning at a point 168 feet from the northerly curblineline of Seventh Avenue and extending 50 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 20, 1978.

6-F-i.

The City Clerk read AN ORDINANCE CREATING AN EMERGENCY APPROPRIATION OF \$20,000. FOR THE DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, BUREAU OF DOG CONTROL, MISCELLANEOUS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Giuliano and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 20, 1978.

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6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED DESIGNATING PASSAIC STREET AS A ONE-WAY STREET.

(Deleting Passaic Street, Northbound, from Clay Street to Clark Street

Adding Passaic Street, Southbound, from Clay Street to Clark Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 30, 1978.

6-F-k.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF MONTGOMERY STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM PRINCE STREET WESTERLY TO THE PROPOSED EASTERLY LINE OF IRVINE TURNER BOULEVARD (FORMERLY BELMONT AVENUE), AND FOR THE VACATION OF CHARLTON STREET AS LAID OUT 55 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUE AND SQUARES, EXTENDING FROM THE PROPOSED NORTHERLY LINE OF SPRUCE STREET TO MONTGOMERY STREET, AND MONTGOMERY STREET TO WEST KINNEY STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on

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first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 20, 1978.

6-F-1.

The City Clerk read AN ORDINANCE TO SUPPLEMENT TITLE 11A OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED, TO REQUIRE INSTALLATION OF GASOLINE VAPOR RECOVERY SYSTEMS TO GASOLINE STORAGE TANKS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 20, 1978.

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND TITLE 3, CHAPTER 1, SECTION 24 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(This ordinance amends the Air Pollution Control Code requiring air quality monitoring prior to the establishment of any new non-residential parking facility of 75 or more spaces)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration per their request, was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF BRUCE STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES EXTENDING FROM SOUTH ORANGE AVENUE TO FOURTEENTH AVENUE; ALSO FOR THE VACATION OF HAYES STREET AS LAID OUT 56 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES EXTENDING FROM SOUTH ORANGE AVENUE TO FOURTEENTH AVENUE;

AND FOR THE VACATION OF DARK LANE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES EXTENDING FROM JONES STREET TO HAYES STREET AND HAYES STREET WESTERLY TO ITS TERMINUS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 20, 1978.

6-F-o.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, ARTICLE 11, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 20, 1978.

6-F-p.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, CHAPTER 2, SECTIONS 1;3 (a) (b) (c); 5; 8 (b); 11 (a) (b) (e); 15 (b); 18 (c); 19; 22 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

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(This ordinance amends Automobile Parking Lots Ordinance to streamline certain administrative functions and remove sections which conflict with current practices)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-q.

The City Clerk read AN ORDINANCE TO REPEAL AN ORDINANCE ENTITLED "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)" 6-S & F-e, ADOPTED JULY 12, 1978. (TO REPEAL SALARY ORDINANCE FOR DEPARTMENT OF ADMINISTRATION)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Villani.

No: Councilman Tucker.

Not Voting: Councilman Johnson, President Harris.

President Harris: The yeses are six, the no is one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 20, 1978.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO INDICATE THE NUMBER OF PERSONS WHO MAY HOLD THE POSITION OF ADMINISTRATIVE SECRETARY TO COUNCILMAN AND COMMUNITY SERVICE WORKER)

(Administrative Secretary to	1977	\$14,848. - \$14,848.
Councilman (9)	1978	15,590. - 15,590.
Community Service Worker (9)		14,547. - 14,547.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 20, 1978.

A motion to consider Item 8-h on Ordinances for First Reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-s.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF GARSIDE STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM SIXTH AVENUE - EAST TO SEVENTH AVENUE - EAST.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 20, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

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6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-2, PROHIBITING LEFT TURNS, OF TITLE 23. TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY PROHIBITING LEFT TURNS WEST ON RAYMOND BOULEVARD TO SOUTH ON HALSEY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

West on Raymond Boulevard to South on Halsey Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC

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AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS
AMENDED AND SUPPLEMENTED, DESIGNATING NINETEENTH AVENUE AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Nineteenth Avenue, westbound, from South Fourteenth Street to South Fifteenth Street.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC
AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS
AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH TENTH STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

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<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
So. 10th Street	Southbound	Avon Avenue	Clinton Avenue

and adding thereto:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
So. 10th Street	Southbound	Springfield Avenue	Clinton Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING ALDINE STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Aldine Street	Southbound	Clinton Place	Chancellor Avenue

AND ADDING THERETO:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Aldine Street	Southbound	Bragaw Avenue	Chancellor Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:2-1 AND 23:5-1, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING AND TRAFFIC FLOW REGULATIONS ON CAMP STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Camp Street	Eastbound	Broad Street	Mulberry Street

and adding thereto:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Camp Street	Eastbound	Broad Street	Orchard Street

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Section 2. That Section 23:5-1, Parking Prohibited at All Times, Of Title 23, Of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Camp Street:
South Side, from Orchard Street to Mulberry Street.

Section 3. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING TRAFFIC REGULATIONS ON MARNE STREET, SAYRE STREET, AND SHERMAN AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Marne Street	Southbound	Magazine Street	Ferry Street
Sayre Street	Eastbound	Springfield Ave.	W. Kinney Street
Sherman Avenue	Southbound	Parkhurst St.	Gillette Place

AND ADDING THERETO:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Marne Street	Southbound	Magazine Street	Wilson Avenue
Sayre Street	Southbound	Springfield Ave.	W. Kinney Street
Sherman Avenue	Westbound	Parkhurst St.	Gillette Place

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON WEST RUNYON STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

West Runyon Street, south side, from the westerly curbline of Hillside Avenue to Irvine Turner Boulevard, at any time.

West Runyon Street, north side, from the easterly curbline of Hillside Avenue to a point 70 feet easterly therefrom at any time.

West Runyon Street, south side, from the easterly curbline of Hillside Avenue to Johnson Avenue, from 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m., Monday through Friday.

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West Runyon Street, north side, from the westerly curblin of Hillside Avenue to Irvine Turner Boulevard, from 7:00 a.m. to 9:00 a.m. and from 4:00 p.m. to 6:00 p.m., Monday through Friday.

West Runyon Street, north side, beginning at a point 70 feet from the easterly curblin of Hillside Avenue to Johnson Avenue, from 7:00 a.m. to 9:00 a.m. and from 4:00 p.m. to 6:00 p.m., Monday through Friday.

Section 2. Any existing ordinances or parts thereof, inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 5 OF "AN ORDINANCE TO GRANT TAX EXEMPTION FOR COMMERCIAL AND INDUSTRIAL IMPROVEMENTS AS WELL AS TAX ABATEMENT FOR COMMERCIAL AND INDUSTRIAL PROJECTS, AS SAID IMPROVEMENTS AND PROJECTS ARE DEFINED IN THIS ORDINANCE," ADOPTED MAY 17, 1978, 6-S & F-b.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That Section 5 of "An Ordinance to Grant Tax Exemption for Commercial and Industrial Improvements as well as Tax Abatement for Commercial and Industrial Projects as said Improvements and Projects are Defined in this Ordinance," adopted May 17, 1978, 6-S & F-b, be amended as follows:

"5. All such tax abatements on projects shall be by Ordinance of the governing body authorizing an agreement for tax abatement for a particular project,

for a period of 5 years and shall include the land comprising the premises upon which such project is erected and which is necessary for the fair enjoyment thereof."

2. This amending Ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yesses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR EXECUTIVE ASSISTANT, OFFICE OF THE BUSINESS ADMINISTRATOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be adjusted be creating the following title, title code, annual minimum salary and annual maximum salary as follows to wit:

(a) Office of the Business Administrator

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Executive Assistant 154900	\$ 18,940	\$ 23,021

Section 2. All prior ordinance or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum and maximum salary therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. The hereinabove created positions are to be considered managerial or exempt class of positions with no standard hours of work except for payroll procedures. The incumbents employed in each position shall be subject to responsibility for completion of assigned duties and responsibilities and shall not be entitled to overtime compensation.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilman Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino, James.

President Harris: The yeses are six and the noes are three. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING TO PINE CREST ACRES, INC. AND ITS ASSIGNS AN EASEMENT RUNNING THROUGH BLOCK 533, LOT 3 ON THE WEST MILFORD TAX MAP AND HAVING A WIDTH OF 18' FOR PURPOSES OF INGRESS AND EGRESS TO PROPERTIES OWNED BY PINE CREST ACRES, INC. UPON PAYMENT OF FIVE HUNDRED (\$500.) DOLLARS AND THE COSTS OF PUBLICATION OF THIS ORDINANCE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. City of Newark, hereinafter Grantor, shall grant and convey unto Pine Crest Acres, Inc. hereinafter Grantee, an eighteen foot easement as shown on a survey prepared by Paul J. Emilius and Associates, Oak Ridge, New Jersey dated January 5, 1978 and as described in an easement agreement attached hereto.
2. No streams within the property owned by the Grantee to which access is secured via City of Newark lands shall be diverted, dammed or obstructed in any way. No septic system or leeching field shall be located within Two Hundred (200) feet of any existing stream.
3. The easement shall not exceed eighteen (18) feet in width and all utilities shall be located within these eighteen (18) feet.
4. The land which the easement will burden is not needed for public use by the City of Newark under the terms of the easement agreement.
5. Grantee hereby agrees to indemnify and save harmless the Grantor, its officers, agents, employees and servants, from any claims whatsoever, arising from or in any way connected with the granting of this easement.

6. The Grantee shall pay to the Newark Watershed Conservation and Development Corporation, the designated agent of the City of Newark, the sum of Five Hundred (\$500) Dollars together with the costs of publishing this ordinance.

7. The Executive Director of the Newark Watershed Conservation and Development Corporation is authorized to execute the easement agreement on behalf of the City of Newark.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 24, TRANSPORTATION, CHAPTER 1, TAXICABS, ARTICLE 6, SECTION 40 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO AMEND ADVERTISING REGULATIONS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 24, Transportation, Chapter 1, Taxicabs, Article 6, Section 40 be amended to read as follows:

24:1-40 Advertising

Subject to rules and regulations of the director, any person owning or operating a taxicab may permit advertising matter to be affixed to a rack installed upon either the roof or trunk of such taxicab, provided that such advertising matter shall meet the following requirements:

- a. The advertising apparatus with advertising matter affixed shall not exceed three feet in length nor two feet in width.
- b. The advertising apparatus shall not interfere with the operation of the taxicab nor the comfort of its passengers.
- c. The advertising matter shall not be of a lewd, lascivious or obscene nature.
- d. The advertising apparatus shall be approved by the Commission as a condition for issuance of the taxicab license, and annually thereafter, as a condition for renewal of same.

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Section 2. Any prior ordinance or part thereof inconsistent with the above is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 24:1-25 (a) (1) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST TAXICAB RATES COMPUTED BY TAXIMETER)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 24:1-25 (a) (1) of the Revised Ordinances of the City of Newark, New Jersey, 1966 be hereby amended to read as follows:

24:1-25 FARE RATES:

It shall be unlawful for an owner or driver of a taxicab to charge or cause to be charged, except as hereinafter provided, a greater sum for the use of a cab than in accordance with the following rates:

(a) Schedule of fares to be computed by use of taximeter:

(1) Between Points Within The City:

For conveying the first one or more passengers between any two points within the corporate limits of the city, the rates shall be computed by use of an approved taximeter as follows:

For the first 1/7 of a mile or any fraction thereof.....	\$.75
For each additional 1/7 of a mile or fraction thereof.....	.10

For each minute of waiting time..... .10
 For each trunk or suitcase over 24"
 in length carried..... 1.00

Section 2. That Section 24:1-20 of the Revised Ordinances of the City of Newark, New Jersey, be amended to read as follows:

24:1-20 Vehicles kept in clean and sanitary condition; penalty; display of stickers:

- (a) Every vehicle operating under this chapter shall be kept in a clean and sanitary condition in accordance with the rules and regulations promulgated by the director.
- (b) When a vehicle shall be found in an unclean or unsanitary condition in violation of this section by an inspector of the division of taxicabs, the driver of that vehicle shall be punished by a fine of \$5.00 for each day during or on which a violation occurs or continues.
- (c) No other sticker or paster except insurance stickers provided for in Section 24:1-2 and inspection stickers provided for in Section 24:1-9 shall be affixed to the aforesaid right rear window of the taxicab.

Section 3. All ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. LOUIS J. SMITH, PRESIDENT OF THE NEWARK TAXI DRIVERS ASSOCIATION, 82 WEST ALPINE STREET, NEWARK, NEW JERSEY, on behalf of Members of the Newark Taxi Drivers Association and Members of the Taxicab Industry thanked the Municipal Council for their action on the taxicab ordinances. He said the Association plans to institute a program which will result in new uniforms commencing November 30, 1978.

Councilman Martinez noted the ordinances proposed a equalization of rates from Newark to John F. Kennedy Airport. However, he pointed out the rate from Newark to John F. Kennedy will be \$42. while he was asked for a flat rate of \$85. from John F. Kennedy to Newark in a New York taxicab.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND VARIOUS SECTIONS OF TITLE 24, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST FLAT RATES FOR TAXICABS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 24:1-25 (b)(2) of the Revised Ordinances of the City of Newark, New Jersey, 1966, be hereby amended to read as follows:

(b) Schedule of fares to be computed by flat rates:

(2) From Newark Airport to Newark, New Jersey and other New Jersey municipalities:

- (i) For conveying one or more passengers from Newark Airport to any municipality in New Jersey, the respective flat rates are contained on a list appended hereto and made a part hereof as if recited in full.
- (ii) For conveying a group of passengers from Newark Airport to the downtown Newark area (Broad Street from Market Street to Central Avenue or Market Street from Washington Street to Mulberry Street) or to Penn Station or Erie-Lackawanna Station, the flat rates for individual passengers are contained on a list appended hereto and made a part hereof as if recited in full.

Section 2. That Section 24:1-25 (b)(4) be amended to read as follows:

(4) From any point within the City to points in New York City and vicinity:

For conveying one or more persons (in the same group) from any point in the City of Newark to the following points in the City of New York and vicinity, the respective flat rates shall be as follows, with tolls included in the rates:

- (i) Newark to points between Battery and Canal Street.....\$19.50
- (ii) Newark to points between Canal and West 14th Streets..... 21.50
- (iii) Newark to points between West 15th and West 42nd Streets..... 23.50
- (iv) Newark to points between West 43rd and West 59th Streets..... 25.50
- (v) Newark to points between West 60th and West 72nd Streets..... 26.50
- (vi) Newark to points between West 73rd and West 86th Streets..... 27.50
- (vii) Newark to points between West 87th and West 96th Streets..... 29.50
- (viii) Newark to points between West 97th and West 116th Streets..... 30.50
- (ix) Newark to points between West 117th and West 135th Streets..... 31.50
- (x) Newark to points between West 136th and West 155th Streets..... 32.50

- (xi) Newark to points between West 156th and West 185th Streets.....\$33.50
- (xii) Newark to points located on east numbered streets listed in the foregoing clauses (i) to (xi) shall be \$2.00 more than the respective amounts provided in clauses (i) to (xi) inclusive. For the purposes of this ordinance, the east side and west side in the Battery section from West 14th Street to Battery Park shall be separated by Broadway, and in upper Manhattan, from West 110th Street to West 145th Street, by Lenox Avenue.
- (xiii) Newark to La Guardia Airport..... 38.50
- (xiv) Newark to John F. Kennedy International Airport..... 47.50
- (xv) Newark to Bronx..... 35.50
- (xvi) Newark to East Bronx..... 37.50
- (xvii) Newark to Yonkers..... 37.50

Section 3. That Section 24:1-25 (b)(5) be amended to read as follows:

- (5) From any point within the city to points within the following zones in the boroughs of Manhattan and Queens, in New York City:

For conveying 2, 3 or 4 passengers not in the same group, to any point within one of the following three zones within the borough of Manhattan, New York City or to one of the airports in the borough of Queens, New York City, the following flat rates shall be charged on an individual basis, including tolls, as follows:

Zone 1 Passengers	Battery to 33rd Street Fare per passenger
2	\$12.00
3	11.00
4	10.00
Zone 2 Passengers	34th Street to 42nd Street Fare per passenger
2	\$13.00
3	12.00
4	11.00
Zone 3 Passengers	43rd Street to 65th Street Fare per passenger
2	\$14.00
3	13.00
4	12.00
La Guardia Airport Passengers	Fare per passenger
2	\$21.00
3	18.00
4	16.00
John F. Kennedy Airport Passengers	Fare per passenger
2	\$26.00
3	23.00
4	21.00

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There will be no group riding past Zone 3 in the borough of Manhattan. In addition, there will be a \$3.00 surcharge per zone for any passenger(s) requiring separate transportation to a higher numbered zone on a single trip. In no case will a surcharge exceed \$6.00 for a single trip regardless of the number of passengers requiring the additional transportation to another zone area. Surcharges will not apply for passengers requiring separate transportation to a lower number zone. There will be no surcharge for additional stops within a particular zone.

Rates for the airports shall apply only to transportation to those airports specifically. Transportation to surrounding areas in the Borough of Queens in New York City shall be charged for in accordance with subsection 24:1-25 (b)(6) hereof.

Section 4. That Section 24:1-25 (b)(6) be hereby amended to read as follows:

- (6) From any point within the city to various municipalities in Long Island, Westchester County, other parts of the State of New York, the State of Connecticut, and various other municipalities in the United States and Canada:

For conveying one or more passengers (in the same group) from any point in the City of Newark to the certain municipalities in Long Island, Westchester County, other parts of the State of New York, the State of Connecticut, and certain other municipalities in the United States and Canada, the respective flat rates are contained on a list appended hereto and made a part hereof as if recited in full.

Section 5. That Section 24:1-25 (b) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to add subsection (b)(7) as follows:

- (7) From any point within the city to the Meadowlands Sports Complex, East Rutherford, New Jersey:

For conveying 2, 3, or 4 passengers, not in the same group to the Meadowlands Sports Complex in East Rutherford, New Jersey, the following flat rates shall be charged on an individual basis, including tolls:

Passengers	Fare per passenger
2	\$10.00
3	9.00
4	8.00

Section 6. That Section 24:1-59 (a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read as follows:

24:1-59 NEW YORK CITY DESTINATIONS.

- (a) Group riding for the purpose of this Section is the transporting of 2 or more passengers, whose trips have a common point of origin and destinations in New York City. The destinations in New York City may be at more than one place.

Section 7. That Chapter 1 of Title 24 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to add Section 24:1-60, as follows:

24:1-60 LIMITED DESTINATIONS WITHIN THE CITY OF NEWARK.

- (a) Group riding for the purpose of this Section is the transporting of 2 or more passengers, not in the same group, whose trips have a common point of origin and destinations limited to certain areas in downtown Newark, as follows:
 - (1) the downtown area, on Broad Street, from Market Street to Central Avenue, or on Market Street, from Raymond Plaza to Washington Street
 - (2) Penn Station
 - (3) Erie-Lackawanna Station
- (b) All other provisions of Section 24:1-59, governing group riding to destinations in New York City, shall apply to group riding to limited destinations within the City of Newark, except that when two or more passengers enter a taxicab at the same time and give different destinations in the City of Newark, any one of which is not a group-riding area as defined in Subsection 24:1-60 (a) above, the charge to those passengers whose destination is a limited group-riding area shall be in accordance with the schedule of rates set forth in Subsection 24:1-25 (b)(2)(ii), and the charge to those passengers whose destination is not a limited group-riding area shall be on the basis of the group-riding rate for the ride to a limited group-riding area and a separate trip charge for the additional ride from the limited group-riding area to any other destination, said charge to be computed as any other fare between points within the city, in accordance with 24:1-25 (a)(1).

Section 8. That Chapter 1 of Title 24 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to add Section 24:1-61, as follows:

24:1-61 MEADOWLANDS SPORTS COMPLEX

- (a) Group riding for the purpose of this Section is the transporting of 2 or more passengers, not in the same group, whose trips have a common point of origin and a common destination which is the Meadowlands Sports Complex in the borough of East Rutherford, New Jersey, and that destination only.
- (b) All other provisions of 24:1-59, governing group riding to destinations in New York City, shall apply to group riding to the Meadowland Sports Complex, except that group rates for transportation to said Complex shall apply only when two or more passengers seek transportation to that destination only. Transportation to surrounding areas in the borough of East Rutherford, New Jersey, shall be charged for in accordance with Subsection 24:1-25 (b)(2)(i).

Section 9. That Chapter 1 of Title 24 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to add Section 24:1-62, as follows:

24:1-62. Senior Citizen Discounts

All senior citizens who have been issued and are

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in possession of a valid Senior Citizens Reduced Fare Identification Card issued by the State of New Jersey, Department of Transportation shall be entitled to ride at a reduced fare rate amounting to 90% of the applicable meter or flat rate chargeable for any particular ride. If one or more persons not entitled to the reduced fare rate accompanies a senior citizen holding a valid Senior Citizens Reduced Fare Card, the reduced fare rate shall not apply. It shall be unlawful for an owner or driver of a taxicab to refuse to provide service to senior citizens who are entitled to receive the reduced fare rate.

Section 10. All ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 11. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised, was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to amend the ordinance by changing Section 24:1-60 (a) to read as follows:

4 passengers	\$2.50 per person
3 passengers	3.00 per person
2 passengers	4.00 per person
1 passenger	6.00

was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Councilman Tucker stated this amendment is the result of suggestions by the Port Authority. He pointed out the Port Authority has subsidized the City by paying starter costs provided at Newark International Airport. The substance of the amendment is that fares will be increased to insure that taxicab fares would not be unfair competition to the subsidized service.

A motion to adopt the amendment to the ordinance was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,

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Villani, President Harris.

The City Clerk stated that the ordinance, as amended, will be advertised in accordance with law and a public hearing will be held on the amendment to the ordinance, and the ordinance, as amended, will be considered for further action on September 20, 1978.

HEARINGS OF CITIZENS.

6-HC-a. MR. ABDUL WALI, 257 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to problems in the City of Newark.

6-HC-b. MR. CHARLES DINSON, 131 ORATON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council setting forth problems existing with senior citizens in the City of Newark.

President Harris directed the City Clerk to forward copy of Mr. Dinson's remarks to the Business Administrator for his attention and necessary action.

Dr. John F. Donato approached the dais requesting his name be added to the list of public speakers.

President Harris questioned if he had notified the City Clerk in ample time to be heard.

Dr. Donato replied he notified the City Clerk's Office on Friday. However, he was told it would be necessary under the present rules to request permission by Motion of the Council to speak at this meeting.

Councilman Tucker said the rules of the Council are very clear and if anyone desires to have a speaker address the Council, he should so move.

A motion to permit Dr. John F. Donato to be heard under "Hearings of Citizens" was made by Councilman Carrino, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Martinez.

No: Councilmen Bottone, Grant, Johnson, Tucker, Villani, President Harris.

Councilman Carrino felt this action of the Council is unfair especially in light of the fact that at the last Council meeting 11 extra speakers were permitted to address the Council concerning pay raises. He noted not once was there a negative vote cast for the 11 extra people who were permitted to speak. If the Council acted in this manner, than no one should be permitted to speak who has not registered on time. If the Council starts discriminating against individuals, then he does not think they are fulfilling their jobs as Councilmen.

Councilman Martinez concurred in remarks of Councilman Carrino and pointed out on every occasion when additional speakers requested permission, he voted in the

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affirmative in order to join his colleagues. He felt that Dr. Donato should have been given the opportunity to speak whether we like his subject or not.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION DELETING EXISTING ONE-WAY EASTBOUND DESIGNATION OF FULTON STREET BETWEEN BROAD STREET AND MC CARTER HIGHWAY, ON AN EMERGENCY BASIS, FOR PERIOD OF EFFECTIVENESS NOT IN EXCESS OF THREE MONTHS, PURSUANT TO SECTION 39:4-197.3 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Director of Engineering Zach and Mr. Ceballos, Transportation Engineering Section met with the Council September 5, 1978)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION RATIFYING AMENDATORY AGREEMENT DATED FEBRUARY 1, 1977, BETWEEN CITY OF NEWARK AND DEPARTMENT OF COMMUNITY AFFAIRS OF STATE OF NEW JERSEY TO IMPLEMENT NEIGHBORHOOD PRESERVATION PROGRAM, TO EXTEND TERMINATION DATE TO OCTOBER 31, 1978 TO INCORPORATE WORK PLAN (ATTACHMENT A); CONTINGENT UPON PROPER FISCAL APPROPRIATION BY STATE OF NEW JERSEY. (NON-STATE, CITY SHARE PROVIDED TO OPERATE NEWARK HOUSING DEVELOPMENT AND REHABILITATION CORPORATION IN AMOUNT OF \$129,560., RESOLUTION 7-R-b1, MAY 3, 1978) (NO ADDITIONAL CITY FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and direct the City Clerk to communicate with Executive Director Massaro, Newark Housing Development and Rehabilitation Corporation requesting that the Municipal Council receive monthly reports indicating the amount of grants issued and the number of transactions handled in reference to this resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-c.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH 100 BLACK MEN OF NEW JERSEY, INC., 18 BEAVER STREET, NEWARK, ONLY BIDDER, TO PROVIDE 2,050 TICKETS TO A CULTURAL AND RECREATIONAL EVENT TO TAKE PLACE SEPTEMBER 23, 1978, AT GIANT STADIUM; SUM OF CONTRACT NOT TO EXCEED \$12,300. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III)

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution failed of adoption August 9, 1978)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker.

Councilman Carrino questioned how the tickets for this event will be distributed. He noted last year there were busses going to the Meadowlands Sports Complex with only two people on a bus. He is not in favor of this resolution but will vote for it if it is organized so that all the tickets are utilized by children.

Councilman Tucker noted Director of Employment and Training Wheeler addressed the Council at their pre-meeting conference and indicated distribution would include the schools but he was in favor of getting a written memo to indicate exactly what the distribution process would be.

Councilman Tucker added there was an agreement by the Council that a communication be sent to the 100 Black Men expressing the concern of the Council with respect to the recipients of their scholarships. The Council is not happy with the number of young people from the City of Newark who were in receipt of scholarships last year and they trusted there would be an increase in the number of Newarker's receiving those scholarships.

At the request of President Harris, Director of Employment and Training Wheeler stated all the youngsters who participated in the SPEDY Program will be eligible for tickets to this event. There will be identification cards and they will be given to youngsters in respective schools throughout the City. There must be a response back from the parent that the youngster will attend the event. When the youngster returns part of the document signed by the parent, we will match up the other part of the document and the ticket will be set aside for that individual and given to him at the school to which a bus will be assigned. This will eliminate the problem raised by Councilman Carrino and every effort is being made to assure there is a full utilization of tickets based on the number purchased.

Councilman James said his concern is that many tickets were purchased last

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year and individuals did not attend the game. Busses went to the Stadium empty.

Councilman James agrees with Councilman Tucker that he is somewhat taken aback by the fact that Newark residents were not honored with scholarships.

Councilman James further questioned whether these tickets will be discounted to the City of Newark.

Director of Employment and Training Wheeler replied he has no knowledge of any discount and the prescribed price is being paid for each ticket.

The motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani.

No: Councilmen Carrino, James, President Harris.

President Harris explained he has some strong emotions with respect to this resolution. As indicated by Councilman James, this organization gave out scholarships last year, they used money allocated to the City of Newark, 7 scholarships were given and only 1 resident of Newark received a scholarship. He also questioned the reason why this game is scheduled the same day as the Urban League Game.

Councilman Carrino noted in view of the fact several of his colleagues have stated their feelings with respect to this situation, he was changing his vote to the negative. He initially was of the opinion he was doing some of his colleagues a favor by voting for the resolution.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-46, TREE PLANNING ALONG LOCAL PUBLIC WORK STREETS IN CITY OF NEWARK (F.P.N.J. 01-51-01466); SECTION I-\$41,250., SECTION II-\$41,250., TOTALLING \$82,500.; IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FUNDS PROVIDED FOR BY LOCAL PUBLIC WORKS ACT II, RECONSTRUCTION OF STREETS AND SIDEWALKS. (SAID CONTRACTOR CERTIFIED IN ITS PROPOSAL THAT IT WILL COMPLY WITH ARTICLE 61 "MINORITY BUSINESS UTILIZATION")

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-e.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH WALTER EVANS T/A WALTER EVANS TREE SERVICE, 96 CRAWFORD STREET, EAST ORANGE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-45, FURNISH AND DELIVER TOP SOIL, FERTILIZER, LIME AND GRASS SEED, FOR TOTAL SUM OF \$7,983., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FUNDS FOR THIS PROJECT PROVIDED IN SAFE AND CLEAN NEIGHBORHOOD PROGRAM, FIFTH YEAR BASIC GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-44, CONSTRUCTION OF SCHLEY AND CHANCELLOR PARK, FOR TOTAL SUM OF \$17,775., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS FOR THIS PROJECT PROVIDED IN SAFE AND CLEAN NEIGHBORHOOD PROGRAM, FOURTH YEAR DISCRETIONARY GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH M.S.P. CONSTRUCTION, INC., 64-66 CLIFFORD STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-09, RESERVOIR SITE TOWNHOUSE STREET AND SIDEWALK IMPROVEMENT (FEDERAL PROJECT NO. 01-51-21455) FOR TOTAL SUM OF \$49,792.50, IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS FOR THIS PROJECT PROVIDED FOR BY UNITED STATES DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT AGENCY UNDER LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM OF 1977. (SAID CONTRACTOR

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CERTIFIED IN ITS PROPOSAL THAT IT WILL COMPLY WITH ARTICLE 61 "MINORITY BUSINESS UTILIZATION")

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH HARRY GOLDFADEN SONS, INCORPORATED, P.O. BOX 6152, NEWARK, NEW JERSEY, FOR NEGOTIATED SUM OF \$73,500., IN ACCORDANCE WITH SPECIFICATIONS FOR CONTRACT NO. 78-17R, ERECTION OF AN ELEVATOR SHAFT AND FREIGHT ELEVATOR AT REAR OF SYMPHONY HALL BUILDING; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN A NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY FUND 55, DEPARTMENT 96, AGENCY 61, ACCOUNT 101.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH N. FARRO CONTRACTING COMPANY, 24 CHASE STREET, NUTLEY, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-05, STREET AND SIDEWALK IMPROVEMENTS AT SETON HALL LAW SCHOOL (N.J.R.-58), FOR TOTAL SUM OF \$34,785., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN A NET AMOUNT NOT TO EXCEED \$2,500.; FUNDS PROVIDED FOR BY HOUSING COMMUNITY DEVELOPMENT ACT, SECOND YEAR FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AMENDED CONTRACT ON BEHALF OF CITY OF NEWARK WITH SCAFAR CONTRACTING, INCORPORATED, 24 COTTAGE STREET, NEWARK, NEW JERSEY, IN AMOUNT OF \$11,605. FOR REMAINDER OF CONTRACT NO. 78-11, CONSTRUCTION OF CURBS AND SIDEWALKS AND TREE PLANTING ON JAMES STREET; FUNDS FOR ADDITIONAL CONTRACT PROVIDED FOR BY SAFE AND CLEAN NEIGHBORHOOD PROGRAM FIFTH YEAR BASIC GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED CONSUMER ACTION FOR AMOUNT NOT TO EXCEED \$750.; TO BE PAID FROM COMMUNITY DEVELOPMENT ADMINISTRATION OFFICE (C.D.A.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR PERIOD JULY 1, 1978 TO SEPTEMBER 6, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AGREEMENT WITH STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, ACCEPTING GRANT TO PARTICIPATE IN THE STATE-LOCAL COOPERATIVE HOUSING INSPECTION PROGRAM FOR PERIOD SEPTEMBER 7, 1978 TO JUNE 30, 1979 TOTAL AMOUNT OF AFORESAID GRANT FOR SAID PERIOD IS \$60,000.; NO MATCH FUNDS REQUIRED BY CITY OF NEWARK OR EXPENDITURE OF MUNICIPAL FUNDS. (GRANT-IN-AID ASSISTANCE PROVIDED BY STATE WILL BE SOLELY TO DEFRAY COSTS INCURRED IN UNDERAKING ENFORCEMENT CAPABILITIES AND TO SUPPLEMENT THE LOCAL APPROVED BUDGET DEDICATED TO HOUSING INSPECTION PROGRAMS)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani.

Councilman Carrino noted although City Inspectors are conducting the inspections, the money is coming from the State and the inspectors are doing this for the State and not for the City of Newark. In multiple dwellings inspections, many people are told by these inspectors to install fire escapes in the back of their homes because of the new State Code. He noted the Members of the Council have been receiving many calls with respect to this but this is being done to comply with the new Code from the State.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION RESCINDING RESOLUTION 7-R-y, JUNE 26, 1978, "RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND JEROME HIRSCHBERG, O.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD APRIL 1, 1978 TO JUNE 26, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JEROME HIRSCHBERG, O.D., FOR DELIVERY OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH, FOR PERIOD JUNE 27, 1978 TO JUNE 30, 1978; AT MAXIMUM AMOUNT OF \$2,149.68. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO FILE APPLICATION WITH NEW JERSEY OFFICE OF HISTORIC PRESERVATION OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR A GRANT IN AMOUNT OF \$100,000. FOR ROOF, WINDOWS AND EXTERIOR IMPROVEMENTS AT NEWARK CITY HALL TO STOP RAIN LEAKAGE. (CITY OF NEWARK, MATCHING \$100,000., CAPITAL BOND ORDINANCE 6-S & F-1, NOVEMBER 14, 1977)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

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Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,500. PAYABLE TO JAMES JEFFRIES AND HIS ATTORNEY, JAMES A. CURTIS, 657 HIGH STREET, NEWARK, NEW JERSEY, FOR DAMAGES TO HIS BUILDING AT 86 WEST KINNEY STREET BY CITY OF NEWARK BUILDING WHEN BRICK CHIMNEY COLLAPSED AND FELL ONTO BUILDING OWNED BY MR. JEFFRIES. (INSTITUTED SUIT AGAINST CITY OF NEWARK IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$650. PAYABLE TO MR. LUIS ALVARDO AND HIS ATTORNEY, DONALD WERNER, 24 COMMERCE STREET, NEWARK, NEW JERSEY, FOR DAMAGES TO HIS VEHICLE BY SANITATION TRUCK OWNED BY CITY OF NEWARK AND DRIVEN BY HARVEY JONES. (INSTITUTED SUIT AGAINST CITY OF NEWARK IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$620. PAYABLE TO EUSEBIO VALENTIN AND LESSIE HILL, ESQ., 60 PARK PLACE, NEWARK, NEW JERSEY AND ALL PAPERS AND DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR PERSONAL INJURIES SUSTAINED TO EUSEBIO VALENTIN WHEN HE TRIPPED AND FELL OVER A BROKEN SIDEWALK IN FRONT OF 41 BURNETT STREET ON OR ABOUT FEBRUARY 5, 1975. (INSTITUTED SUIT AGAINST CITY OF NEWARK IN SUPERIOR COURT - ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$2,666.
PAYABLE TO MERCIA REDDICK AND HERMAN & BLASI, ATTORNEYS-AT-LAW, 50 PARK PLACE, NEWARK,
NEW JERSEY, FOR SAID MONEY THAT WAS CONFISCATED FROM CALVIN REDDICK BY MEMBERS OF
THE NEWARK POLICE DEPARTMENT ON JULY 21, 1977; FURTHER AUTHORIZING DIRECTOR OF FINANCE
TO RETAIN \$2,666. WHICH IS CURRENTLY IN THE NEWARK CITY TREASURY AND DEPOSIT SAID AMOUNT
INTO GENERAL REVENUE ACCOUNTS. (MERCIA REDDICK ON JULY 7, 1978 BROUGHT A MOTION FOR
RETURN OF MONIES IN SUPERIOR COURT, STATE OF NEW JERSEY, LAW DIVISION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,937.70
PAYABLE TO ROBERT R. DAVIS, FOR DAMAGES TO HIS VEHICLE WHICH WAS PARKED BY THE CURB ON
MORRIS AVENUE NEAR NEW STREET BY SANITATION TRUCK OWNED BY CITY OF NEWARK AND DRIVEN
BY VINCENT VITIELLO. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$250.76
PAYABLE TO TERESA SERPAS AND HER ATTORNEY, STEVEN F. KAPLAN, OF THE FIRM OF FRANZBLAU
& FALKIN, 50 COMMERCE STREET, NEWARK, NEW JERSEY, UPON RECEIPT OF A GENERAL RELEASE
EXECUTED BY HER IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY
BY CORPORATION COUNSEL; FOR DAMAGES TO HER MOTOR VEHICLE IN ACCIDENT WITH CITY-OWNED
AND OPERATED VEHICLE. (MATTER TRIED ON MARCH 22, 1978 BEFORE HONORABLE ALEXANDER J.
MATTURI, AND JUDGEMENT WAS ENTERED AGAINST CITY OF NEWARK IN AMOUNT OF \$247.06; PLUS
INTEREST ON SAID JUDGMENT ACCRUED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$630.
PAYABLE TO NEW BROAD STREET BAR; FOR REFUND OF APPLICATION FOR RENEWAL OF RETAIL
CONSUMPTION LICENSE C-234 THAT WAS DENIED BY MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE
CONTROL OF CITY OF NEWARK. (\$700. DEPOSIT FEE MINUS \$70. INVESTIGATION FEE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR
VEHICLES, 123 JUNK VEHICLES, IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, PURSUANT
TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING STATE DEPARTMENT OF TRANSPORTATION TO CLOSE OFF, AT NO
COST TO THE CITY OF NEWARK, ROUTE 280 COLLECTOR ROAD AT A POINT EAST OF SECOND STREET
TO PRECLUDE ALL MERGING MANEUVERS WITH TRAFFIC EXISTING FROM ROUTE 280 "TE" RAMP (ROUTE
280 AND FIRST STREET); FURTHER DESIGNATING DIRECTOR OF ENGINEERING RESPONSIBLE FOR
MONITORING THIS STATE SPOT SAFETY IMPROVEMENT PROJECT AND FOR THE ACCEPTANCE OF THE
COMPLETED WORK ON BEHALF OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING THE CITY OF NEWARK TO CHANGE ITS REVERTER CLAUSE IN
PROPERTIES SOLD WHERE THE MORTGAGE THEREON FOR SAID PROPERTY IS GIVEN OR INSURED BY
THE NEW JERSEY HOUSING FINANCE AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING DEPARTMENT OF ENGINEERING TO ERECT SIGNS AND INSTALL PAVEMENT MARKINGS ON CHESTER AVENUE AND VERONA AVENUE AT THE CROSSING OF THE CONSOLIDATED RAILROAD CORPORATION; IN CONFORMANCE WITH MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES ISSUED BY THE FEDERAL HIGHWAY ADMINISTRATION; COMMISSIONER ADVISED CITY THAT INITIAL COST OF SAID WORK IS ELIGIBLE FOR REIMBURSEMENT BY FEDERAL GOVERNMENT PROVIDED THE CITY AGREES TO MAINTAIN THE SUBJECT DEVICES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH EULE, SOCIAL CASEWORK SUPERVISOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING JUNE 19, 1978 AND ENDING DECEMBER 19, 1978. (ILLNESS - FIRST LEAVE BEGAN JUNE 13, 1977)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDITH BRESCIA, BUILDING SERVICE WORKER, DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, BUREAU OF PUBLIC BUILDINGS, FOR PERIOD BEGINNING SEPTEMBER 8, 1978 AND ENDING MARCH 8, 1979. (TO CONTINUE WORKING IN BOARD OF ADJUSTMENT - FIRST LEAVE BEGAN MARCH 8, 1976)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO VINCENT E. TOMA MANAGER, DEPARTMENT OF PUBLIC WORKS, DIVISION OF PUBLIC PROPERTY, FOR PERIOD BEGINNING

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JULY 1, 1978 AND ENDING JANUARY 1, 1979. (DIRECTOR OF DEPARTMENT OF PUBLIC WORKS - FIRST LEAVE BEGAN JULY 1, 1978)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MARIE C. THORNTON, PRINCIPAL ACCOUNT CLERK, DEPARTMENT OF HEALTH AND WELFARE, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING AUGUST 6, 1978 AND ENDING FEBRUARY 6, 1979. (ILLNESS - FIRST LEAVE BEGAN FEBRUARY 6, 1978)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JAMES F. KING, ENGINEERING AIDE, DEPARTMENT OF ENGINEERING, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING SEPTEMBER 6, 1978 AND ENDING MARCH 5, 1979. (CONTINUE WORKING IN FEDERAL PROGRAM - FIRST LEAVE BEGAN SEPTEMBER 6, 1977)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARENCE PARKER, CHIEF SANITARY INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JULY 1, 1978 AND ENDING DECEMBER 31, 1978. (COORDINATOR OF LEAD POISONING CONTROL PROGRAM - FIRST LEAVE BEGAN JANUARY 1, 1975)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PATRICIA DZWONCZYK, CLERK TYPIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING JULY 1, 1978 AND ENDING DECEMBER 31, 1978. (WORKING FOR FEDERALLY

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FUNDED CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM - FIRST LEAVE BEGAN
JANUARY 1, 1975)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MAMIE HALE
SUPERVISOR OF ACCOUNTS, DEPARTMENT OF HEALTH AND WELFARE, FOR PERIOD BEGINNING
SEPTEMBER 1, 1978 AND ENDING FEBRUARY 28, 1979. (CONTINUE WITH MPDO/DEPARTMENT OF
ADMINISTRATION - PURCHASING DIVISION - FIRST LEAVE BEGAN AUGUST 29, 1968)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh. RESOLUTION AUTHORIZING THE PRESIDENT OF THE MUNICIPAL COUNCIL ON BEHALF OF
THE CITY OF NEWARK, TO EXECUTE CONTRACT ENGAGING SERVICES OF BRUNO ASSOCIATES, INC. AS
A PUBLIC RELATIONS CONSULTANT FOR THE MUNICIPAL COUNCIL FOR THE PERIOD BEGINNING
OCTOBER 1, 1978 AND ENDING SEPTEMBER 30, 1979 FOR THE SUM OF \$35,000. (CONTRACT AWARDED
WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1
ET SEQ.; NOTICE OF AWARD)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

7-R-bi. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$274.05
PAYABLE TO JOHN J. WITKOWSKI, 21 CARTER ROAD, WEST ORANGE, NEW JERSEY, UPON RECEIPT OF
THOSE DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR DAMAGES TO HIS AUTOMOBILE
AS RESULT OF RIDING OVER A POTHOLE ON RAYMOND BOULEVARD. (FILED NOTICE OF CLAIM WITH
NEWARK LAW DEPARTMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj. RESOLUTION AMENDING RESOLUTION 7-R-bp, JANUARY 18, 1978, ESTABLISHING PETTY CASH FOR 1978, BY AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS FOR VARIOUS CASH FUNDS AND DESIGNATING CUSTODIANS FOR THESE FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk. RESOLUTION AMENDING RESOLUTION 7-R-a, JUNE 7, 1978, SUBCONTRACT BETWEEN VINDICATE SOCIETY AND CITY OF NEWARK, BY CHANGING PARAGRAPH "N" OF SUBCONTRACT, "THAT THE IMPLEMENTING AGENCY IS TO BE RESPONSIBLE TO INDEMNIFY AND SAVE AND HOLD HARMLESS THE CITY OF NEWARK FROM THE PAYMENT OF ALL SUMS OF MONEY BY REASON OF ALL OR ANY SUCH ACCIDENTS, INJURIES, DAMAGES, OR HURT THAT MAY HAPPEN OR OCCUR UPON OR ABOUT THE WORK COMPLIED IN THIS AGREEMENT"; FURTHER, PROVIDES THAT 25% OF THE INDEBTEDNESS AS OF SEPTEMBER 1, 1978 IN AMOUNT OF \$23,166. BE SATISFIED OUT OF THE AMOUNT DUE VINDICATE SOCIETY UNDER THE CONTRACT AND REMAINING 75% OF CURRENT INDEBTEDNESS PLUS ANY FURTHER RENT ACCRUING UNDER CURRENT LEASE HOLD AT 605 BROAD STREET BE PAID BY VINDICATE SOCIETY TO CITY OF NEWARK OVER A 24 MONTH PERIOD IN QUARTERLY PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Grant said he would like an amendment added to the resolution indicating that this resolution is adopted contingent upon the Vindicate Society paying 25% of rentals due immediately and that the balance be paid over a two year period consistent with existing delinquent tax payment regulations and in accordance with New Jersey statutes.

Councilman Tucker said the amendment involved should be in the resolution.

A motion to adopt the resolution on the condition that Vindicate Society pay 25% of rentals due immediately and that the balance be paid over a two year period consistent with existing delinquent tax payment regulations and in accordance with New Jersey statutes was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-b1.

RESOLUTION AUTHORIZING MAYOR ON BEHALF OF CITY OF NEWARK TO EXECUTE AMENDATORY AGREEMENT TO EXISTING TAX ABATEMENT AGREEMENT WITH PUEBLO CITY HOUSING COMPANY 1-A (RESOLUTION 7-R-k, JANUARY 5, 1977) BY CORRECTING SCHEDULE A TO THE AFORESAID AMENDATORY AGREEMENT SHALL NOW EMBRACE ALL PROPERTIES INCLUDED IN RESOLUTION 7-R-k, JANUARY 5, 1977 AND IN THE ORIGINAL AGREEMENT; FURTHER UPON THE ANNUAL SERVICE CHARGE FOR THIS PROJECT BECOMING EFFECTIVE THE ACTING TAX COLLECTOR SHALL CANCEL ALL TAXES ON THE PROPERTIES LISTED ON SCHEDULE A OF THE AMENDATORY AGREEMENT WHICH IN THE AGGREGATE EXCEED \$20,581. FOR THE YEAR 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to communicate with Acting Tax Collector Joseph requesting his recommendation in connection with the Amendatory Agreement; further whether this company is current in their tax payments on this property was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$2,650. IN SETTLEMENT OF CLAIM OF CITY OF NEWARK AGAINST MANUEL GOMES, SR. WHO WAS INVOLVED IN COLLISION WITH CITY VEHICLE DRIVEN BY POLICE OFFICER OTTO MORAVEK ON BROAD STREET AT INTERSECTION OF RAYMOND BOULEVARD ON SEPTEMBER 17, 1973. (CITY OF NEWARK INSTITUTED SUIT AGAINST MANUEL GOMES, SR. AND MR. GOMES' ATTORNEY OFFERED TO SETTLE THIS MATTER IN AMOUNT OF \$2,650.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM CHARLES E. GORTON, SINGLE, OWNER OF PREMISES 94 OSBORNE TERRACE, BLOCK 3026, LOT 51, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANNE KUEHNER, SUPERVISING PUBLIC HEALTH NURSE, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING JULY 1, 1978 AND ENDING DECEMBER 31, 1978. (CONTINUE AS SUPERVISING PUBLIC HEALTH NURSE, CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM FIRST LEAVE BEGAN JANUARY 1, 1975)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 342-348 CHANCELLOR AVENUE, BLOCK 3721, LOT 13, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (CLEARVIEW BAPTIST CHURCH)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT SUM OF \$650. FROM MR. & MRS. ROGERS AND AUTHORIZING CORPORATION COUNSEL TO ISSUE A GENERAL RELEASE FROM LIABILITY TO MR. & MRS. ROGERS AND THEIR ATTORNEYS, FIRM OF SCHENCK, PRICE, SMITH & KING, 10 WASHINGTON STREET, MORRISTOWN, NEW JERSEY, IN FULL AND TOTAL SETTLEMENT OF CLAIM WHEREIN POLICE VEHICLE OWNED BY CITY OF NEWARK AND DRIVEN BY POLICE OFFICER POSELLA WAS INVOLVED IN ACCIDENT WITH MR. ROGERS AT 8 DELANCY STREET, NEWARK. (CITY OF NEWARK INSTITUTED SUIT IN UNION COUNTY DISTRICT COURT TO RECOVER CITY'S DAMAGES OF \$815. AND MR. & MRS. ROGERS AND THEIR ATTORNEY AGREED TO PAY SUM OF \$650.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br. RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER AND COMPANY, WHO WILL AUDIT CITY OF NEWARK PROGRAM DESIGNATED

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SUMMER NUTRITION PROGRAM FOR AN AMOUNT NOT TO EXCEED \$2,999.; TO BE PAID FROM AUDIT LINE OF DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION RESCINDING RESOLUTION 7-R-d, NOVEMBER 2, 1977, "RESOLUTION DESIGNATING NORTH SECOND STREET AND SEVENTH AVENUE, AND NORTH FIFTH STREET AND SEVENTH AVENUE AS STOP INTERSECTIONS AND INSTALLING STOP SIGNS ON SEVENTH AVENUE; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY," FURTHER DESIGNATING STOP INTERSECTIONS AT SEVENTH AVENUE AND 2ND STREET AND SEVENTH AVENUE AND 5TH STREET; AND INSTALLING STOP SIGNS ON 2ND STREET AND 5TH STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION RESCINDING RESOLUTION 7-R-bb, JULY 12, 1978, "RESOLUTION REQUESTING PERMISSION OF DIRECTOR OF LOCAL GOVERNMENT SERVICES THAT REVENUES FROM UNEMPLOYMENT COMPENSATION INSURANCE BE DEDICATED BY RIDER IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 40A:4-39 AND THAT A TRUST FUND BE ESTABLISHED FOR SAID PURPOSE; FURTHER THAT AFTER SHEET 34 IN THE 1978 BUDGET OF THE CITY OF NEWARK, NEW JERSEY, IS ANNEXED THE FOLLOWING STATEMENT "THE DEDICATED REVENUES ANTICIPATED DURING THE YEAR 1978 FROM UNEMPLOYMENT COMPENSATION INSURANCE ARE HEREBY ANTICIPATED AS REVENUE AND ARE HEREBY APPROPRIATED FOR THE PURPOSE TO WHICH SAID REVENUE IS DEDICATED BY STATUTE OR OTHER LEGAL REQUIREMENT."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-bu.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION FOR ADDITIONAL FUNDING TO ACTION FOR RETIRED SENIOR VOLUNTEER PROGRAM, FOR PERIOD SEPTEMBER 30, 1978 TO SEPTEMBER 29, 1979; TOTAL OPERATING BUDGET FOR ADDITIONAL FUNDING IS \$8,500. ACTION-\$6,500., CITY OF NEWARK--IN-KIND-\$2,-000.; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to request from Director of Health and Welfare Morgan that the Municipal Council be in receipt of progress reports on the operation of this grant was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AMENDING RESOLUTION 7-R-bn, SEPTEMBER 21, 1977, AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE OFFICE OF CRIMINAL JUSTICE PLANNING TO ENTER INTO AGREEMENT WITH THE STATE LAW ENFORCEMENT PLANNING AGENCY FOR THE SECURITY SERVICES PROJECT FOR PERIOD JULY 1, 1977 TO JUNE 30, 1978, BY EXTENDING SAID AGREEMENT TO AUGUST 31, 1978, IN THE AMOUNT OF \$79,103. CONTINGENT UPON THE APPROVAL OF SLEPA; FURTHER AMENDING RESOLUTION 7-R-bo, SEPTEMBER 21, 1977, AUTHORIZING A CONTRACT BETWEEN THE CITY OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY FOR PURPOSE OF OPERATING THE SECURITY SERVICES PROJECT 4TH YEAR, TO EXTEND SAID CONTRACT TO AUGUST 31, 1978, CONTINGENT UPON APPROVAL OF EXTENSION OF AGREEMENT AUTHORIZED BY 7-R-bn, SEPTEMBER 21, 1977 BY THE STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AUTHORIZING CORPORATION COUNSEL ON BEHALF OF THE CITY OF NEWARK TO EXECUTE CONTRACT WITH CHARLES G. ASHJIAN, ESQ. FOR PROFESSIONAL SERVICES WITH RESPECT TO PREPARATION OF SEARCHES AND DOCUMENTS NECESSARY TO OBTAIN THE DISCHARGES OF CITY-OWNED PROPERTIES FROM THE ENCUMBRANCES OF FEDERAL TAX LIENS; COST OF AFORESAID WORK NOT TO

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EXCEED \$5,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martine-, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AMENDING RESOLUTION 7-R-bq, JUNE 26, 1978, SUBMITTING APPLICATION ON BEHALF OF CITY OF NEWARK TO STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR FUNDS IN CONNECTION WITH PROJECT ENTITLED "PROJECT GAINS"; BY CORRECTING PROGRAMMATIC CONTENT BASED ON A RECOMMENDATION MADE BY NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY. (DOES NOT REQUIRE THE EXPENDITURE OF PUBLIC FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-by.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO PAULINE PELLEGRINI AND SLAVITT, FISH AND COWEN, P.A. HER ATTORNEY IN AMOUNT OF \$1,152. UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY; FOR PERMANENT PERSONAL INJURIES SUSTAINED WHILE CROSSING FERRY STREET, AT INTERSECTION OF OF JEFFERSON STREET MRS. PELLEGRINI STEPPED INTO A STREET VALVE BOX MAINTAINED BY DIVISION OF WATER SUPPLY WHICH WAS UNCOVERED. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION AND SAID MATTER WAS TRIED BEFORE HONORABLE JAMES T. OWENS ON JULY 25 AND 26, 1978, AND A JURY DETERMINED CITY OF NEWARK WAS 72% NEGLIGENT AND PAULINE PELLEGRINI WAS 28% NEGLIGENT; PLAINTIFF'S TOTAL DAMAGES WERE IN AMOUNT OF \$1,600.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, MULTIPLE DWELLING, (GRANT NO. V226002138 00), \$15,000.; ITEM AVAILABLE
FROM NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, MULTIPLE DWELLING, \$60,000.; ITEM AVAILABLE FROM NEW JERSEY DEPARTMENT OF
COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION APPOINTING WILLIAM LEE JOHNSON, SR. AND LEROY WILSON, JR., CONSTABLES
FOR A TERM ENDING DECEMBER 31, 1978 AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND SIXTY-FIVE DOLLARS (\$65.)
TO MR. KELLY WILLOUGHBY FOR RESTAURANT LICENSE NOT ISSUED (68 EPIRT STREET, EAST ORANGE,
NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-cd.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO HIGH KINNEY CORP., C/O

MR. HARRY KRIEGER, 20 EVERGREEN PLACE, EAST ORANGE, NEW JERSEY, 07018, THE SUM OF \$684.83, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE AS A CREDIT BALANCE, DUE TO OVERCHARGES RENDERED ON WATER-SEWER ACCOUNT NO. 07-361-2400-00, 655 HIGH STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED

FOR PUBLIC USE, 20 SCRAP VEHICLES, DIVISION OF MOTORS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 99 JUNK VEHICLES, NOW IN

THE POSSESSION OF NEWARK POLICE DEPARTMENT, MOTOR VEHICLES FOUND ABANDONED AND UNCLAIMED; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 39A:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AUTHORIZING LEASING IN BULK AT PUBLIC AUCTION 9,668 SQUARE FEET OF

FLOOR SPACE OF CITY-OWNED PROPERTY AT 11 HILL STREET, BLOCK 93, LOT 44, NEWARK, NEW JERSEY, AS DESCRIBED ON ANNEXED SCHEDULE "A", FOR A ONE (1) YEAR PERIOD AT A MINIMAL RENTAL OF THIRTY EIGHT THOUSAND SIX HUNDRED SEVENTY ONE DOLLARS AND NINETY TWO CENTS (\$38,671.92) PER YEAR PURSUANT TO N.J.S.A. 40A:12-14(a). (CANDEUB, FLEISSING, AND ASSOCIATES)

(Copy of resolution and correspondence submitted to each Member of the Council)

September 6, 1978

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ch.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTIES AT 825-829 SOUTH 10TH STREET, BLOCK 3006, LOT 20 AND 860-868 SOUTH 11TH STREET, BLOCK 3006, LOT 32, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (ASPEN-TEMPLE APARTMENTS CO.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to communicate with Real Estate Officer Milano asking him to obtain a higher offer in the range of \$75,000.-\$85,000. for said properties, as indicated in Assistant Corporation Counsel Schwarz's memorandum to Mr. Schenkel and Acting Tax Collector Joseph dated July 26, 1978 was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ci.

RESOLUTION ACCEPTING FINAL BID OF ART METAL U.S.A., INC. FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 1330-1346 MC CARTER HIGHWAY, BLOCK 445, LOT 37, NEWARK, NEW JERSEY, FOR \$2,500.; BASED UPON RESOLUTION 7-R-bu, AUGUST 9, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cj.

RESOLUTION ACCEPTING FINAL BID OF NEW COMMUNITY CORPORATION FOR THE PURCHASE OF NINETY-EIGHT (98) CITY-OWNED PROPERTIES ON ANNEXED EXHIBIT "A", FOR \$40,000.; BASED UPON RESOLUTION 7-R-bc, AUGUST 9, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 6, 1978

7-R-ck.

RESOLUTION ACCEPTING FINAL BID OF TRAS MONTANO INVESTMENT CORPORATION, FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 611 NORTH 6TH STREET, BLOCK 640, LOT 27, NEWARK, NEW JERSEY, FOR \$1.; BASED UPON RESOLUTION 7-R-ba, AUGUST 9, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO GEORGE L. RILEY, ASSISTANT MUNICIPAL COMPTROLLER, FINANCE DEPARTMENT, DIVISION OF ACCOUNTS AND CONTROL, FOR PERIOD BEGINNING FEBRUARY 10, 1978 AND ENDING AUGUST 11, 1978. (TO SERVE PROVISIONALLY AS ACTING MUNICIPAL COMPTROLLER - FIRST LEAVE BEGAN SEPTEMBER 7, 1977)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cm.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO GEORGE L. RILEY, ASSISTANT MUNICIPAL COMPTROLLER, FINANCE DEPARTMENT, DIVISION OF ACCOUNTS AND CONTROL, FOR PERIOD BEGINNING AUGUST 12, 1978 AND ENDING JANUARY 9, 1979. (TO SERVE PROVISIONALLY AS ACTING MUNICIPAL COMPTROLLER - FIRST LEAVE BEGAN SEPTEMBER 7, 1977)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION DESIGNATING WEST RUNYON STREET, BETWEEN ELIZABETH AVENUE AND HILLSIDE AVENUE; BETWEEN IRVINE TURNER BOULEVARD AND BERGEN STREET; BETWEEN BERGEN STREET AND OSBORNE TERRACE; BETWEEN OSBORNE TERRACE AND CLINTON PLACE AS THROUGH STREETS; AND INSTALLING STOP SIGNS ON THE NEAR RIGHT-SIDE OF EACH STREET INTERSECTING THROUGH STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

September 6, 1978

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-co.

RESOLUTION APPROVING APPLICATION AND PLAN OF JAMES STREET COMMONS URBAN

RENEWAL CORPORATION FOR RESTORATION, REDEVELOPMENT, MAINTENANCE, AND OPERATION OF PROJECT
CONSISTING OF 11 BUILDINGS TO PRODUCE, IN CONJUNCTION WITH NEWARK REDEVELOPMENT AND
HOUSING AUTHORITY IN THREE PHASES, OVER A PERIOD OF FIVE YEARS, 24 CONDOMINIUM APARTMENTS
ON JAMES STREET (32, 34, 62, 64, 49, 51, 53, 55, 57, 59 AND 61 JAMES STREET); THAT
EXEMPTION FROM TAXATION IS HEREBY GRANTED TO SAID CORPORATION; TO REMAIN IN EFFECT FOR A
PERIOD OF 35 YEARS FROM THE DATE HEREOF OR FOR 30 YEARS FROM COMMENCEMENT OF OPERATION OF
EACH PROJECT UNIT; FROM THE FIRST DAY OF THE MONTH FOLLOWING THE ISSUANCE OF CERTIFICATE
OF OCCUPANCY, THEREFOR, PROVIDED NEVERTHELESS THAT THE JAMES STREET COMMONS URBAN RENEWAL
CORPORATION, ITS SUCCESSORS AND ASSIGNS, SHALL MAKE PAYMENT TO CITY OF AN ANNUAL SERVICE
CHARGE FOR MUNICIPAL SERVICES FOR PROJECT UNIT AS SET FORTH IN SAID FINANCIAL AGREEMENT
AND SHALL COMPLY WITH URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961 AND SAID
AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez.

Councilman Tucker stated that the City Clerk had developed certain statistics relating to the Tax Abatement Agreement with the James Street Commons Urban Renewal Corporation.

Chief Analyst Polster stated that the agreement included Exhibit "A" which set forth the identity of 11 pieces of property and the 1978 real estate taxes for each parcel. The total 1978 taxes for the 11 parcels is \$9,164.77. This total figure may be compared to the estimated annual service charge covering the planned 24 units of housing which would generate approximately \$765. per unit for a total of \$18,360. as the annual payment in lieu of taxes. These figures are contained in the James Street fact sheet which was developed by the Greater Newark Chamber of Commerce. In summary, therefore, the annual service charge to be paid by the proposed project is twice as great as the present real estate taxes.

Councilman Tucker stated that he had conversation with Mr. Hugh Hill, Acting Executive Director of the Newark Housing Authority, Business Administrator Buck and Mr. Rinsky of the Greater Newark Chamber of Commerce dealing with relocation costs. Business Administrator Buck indicated that he would be responsible to follow up the Newark Housing Authority actions to insure the relocation of families presently living in the James Street area.

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Councilman Tucker pointed out further that 50 families may have to be relocated and that it was his understanding that \$4,200. per family should be available for relocation assistance.

The motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

7-R-cp.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$4,000. PAYABLE TO ROBERT ERVINGTON AND GOLDSTEIN, TOTO & SAMSON, ESQS., 1814 SPRINGFIELD AVENUE, MAPLEWOOD, NEW JERSEY, UPON RECEIPT OF ALL PAPERS AND DOCUMENTS DEEMED NECESSARY BY THE CORPORATION COUNSEL, FOR PERSONAL INJURIES SUSTAINED TO MR. ERVINGTON WHEN HE TRIPPED AND FELL IN A HOLE IN SIDEWALK IN FRONT OF CLARK STREET. (INSTITUTED SUIT AGAINST CITY OF NEWARK IN SUPERIOR COURT - ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cq.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1978 CITY OF NEWARK BUDGET, FROM UNCLASSIFIED PURPOSES, SALARIES AND WAGES, MUNICIPAL SALARY INCREASE TO OFFICE OF THE MAYOR AND AGENCIES, MAYOR'S OFFICE, OTHER SALARIES AND WAGES, CITY CLERK'S AND MUNICIPAL COUNCIL, CITY CLERK'S OFFICE, OTHER SALARIES AND WAGES AND MUNICIPAL COUNCIL, OTHER EMPLOYEES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION AMENDING RESOLUTION 7-R-df, AUGUST 9, 1978, APPROVING APPLICATION AND PLAN OF DIVERSIFIED REALTY, A LIMITED DIVIDEND LIMITED PARTNERSHIP ASSOCIATION OF THE STATE OF NEW JERSEY, FOR 91 UNITS OF HOUSING FOR SENIOR CITIZENS AT 502-504 SUMMER AVENUE,

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BY SUBSTITUTING APPLICATION OF DIVERSIFIED REALTY, LIMITED, DATED AUGUST 23, 1978 WITH THE
3 EXHIBITS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-CS.

RESOLUTION APPROVING APPLICATION AND RELATED AGREEMENT OF NEW COMMUNITY
DOUGLAS HOMES CORPORATION, A TITLE 55 NON-PROFIT CORPORATION OF THE STATE OF NEW
JERSEY, TO CONSTRUCT OR COMPLETE A HOUSING PROJECT, ON A SITE MORE PARTICULARLY DESCRIBED
AS 15-29 HLL STREET, BLOCK 93, LOTS 45, 50, 52 AND PART OF LOT 29; SAID PROJECT SHALL BE
EXEMPT GROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 46:14J-30 AND N.J.S.A.
46:16-18 FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM COMPLETION OF PROJECT OR THE
TERM OF THE FIRST MORTGAGE TO BE PLACED UNDER THE PROPERTY BY N.J.H.F.A., TO FINANCE
THE CONSTRUCTION OR COMPLETION OF THE PROJECT AND IN ACCORDANCE WITH PROVISIONS OF
FINANCIAL (TAX ABATEMENT) AGREEMENT, HERETO ANNEXED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant.

Councilman Tucker pointed out that some Members of the Council met with representatives of Mr. Smith and Minority Contractors Trade Association. He wanted it stated in the record he was not contacted with respect to the award of this tax abatement which in effect means the awarding of a contract to redevelop the Douglas Hotel and his organization in no way supports this move.

The motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and failed of adoption by the following votes:

Yes: Bottone, Carrino, Martinez.

Not Voting: Councilmen Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-ct.

RESOLUTION APPROVING APPLICATION AND RELATED AGREEMENT OF NEW COMMUNITY
COMMONS HOUSING CORPORATION, A TITLE 55 NON-PROFIT CORPORATION OF THE STATE OF NEW
JERSEY, TO CONSTRUCT OR COMPLETE A HOUSING PROJECT, ON A SITE MORE PARTICULARLY DESCRIBED
AS ALL OF BLOCK 239 (BOUNDED BY 14TH AVENUE, JONES STREET, SOUTH ORANGE AVENUE AND HAYES
STREET-INCLUDING ALL LOTS AND DARK LANE; PORTIONS OF BLOCK 240 (THIS TRACT IS BOUNDED BY

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14TH AVENUE, HAYES STREET AND NEWTON STREET- A PORTION OF THE NEWTON STREET SCHOOL PROPERTY AND DARK LANE; PORTION OF BLOCK 241 (THIS TRACT IS BOUNDED BY 14TH AVENUE, NEWTON STREET AND BRUCE STREET); PORTION OF BLOCK 242 (THIS TRACT IS BOUNDED BY 14TH AVENUE, BRUCE STREET AND MORRIS AVENUE); PORTION OF BLOCK 246 (THIS TRACT IS BOUNDED BY 15TH AVENUE, MORRIS AVENUE AND HUNTERDON STREET); PORTION OF BLOCK 247 (THIS TRACT IS BOUNDED BY 14TH AVENUE, BRUCE STREET AND MORRIS AVENUE); SAID PROJECT SHALL BE EXEMPT FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. ~~54~~14J-30 AND N.J.S.A. ~~55~~16-18 FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM COMPLETION OF PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY BY N.J.H.F.A., TO FINANCE THE CONSTRUCTION OR COMPLETION OF THE PROJECT IN ACCORDANCE WITH PROVISIONS OF FINANCIAL (TAX ABATEMENT) AGREEMENT, HERETO ANNEXED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cv.

EMERGENCY RESOLUTION APPROPRIATING \$50,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS, SERVICE BY CONTRACTS OR AGREEMENTS, VEHICULAR EQUIPMENT REPAIR CONTRACT, TO PROVIDE ADDITIONAL FUNDS FOR AUTOMOTIVE CONTRACTUAL AGREEMENTS DUE TO THE SEVERE WINTER WEATHER; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cv.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, RETIRED SENIOR VOLUNTEERS PROGRAM (RSVP) #440-2543/6, \$76,277.; ITEM AVAILABLE FROM ACTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

7-M-a. A MOTION STRONGLY URGING PRESIDING JUDGE IRVIN B. BOOKER TO ESTABLISH APPROPRIATE GUIDELINES AND/OR DIRECTIONS WHICH WOULD PERMIT SANITATION AND CODE ENFORCEMENT PERSONNEL TO ISSUE SUMMONSES TO VIOLATORS OF CITY ORDINANCES WHICH ARE RETURNABLE IN MUNICIPAL COURT; FURTHER, REQUESTING THE PRESIDING JUDGE TO DEVELOP A WORKABLE PLAN AND SUBMIT SAME TO THE GOVERNING BODY WITHIN 30 DAYS, was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b. A MOTION ESTABLISHING AND APPOINTING AN EDUCATION LIAISON COMMITTEE CONSISTING OF THE FOLLOWING MEMBERS: COUNCILMEN BENJAMIN F. JOHNSON, III, MARIE L. VILLANI, DONALD TUCKER AND MICHAEL P. BOTTONE; FURTHER, INVITING THE FOLLOWING OFFICIALS OF THE NEWARK BOARD OF EDUCATION TO JOIN THE AFORESAID COMMITTEE AS MEMBERS: CARL SHARIF, ALONZO KITTRELS AND EUGENE CAMPBELL, was made by Councilman Johnson, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c. A MOTION OFFICIALLY COMMENDING DR. VINCENT A. SCUDESE, A PROFESSOR OF ORTHOPEDIC SURGERY AT THE NEW JERSEY COLLEGE OF MEDICINE AND DENTISTRY, FOR HIS PIONEERING EFFORTS IN ORTHOPEDICS IN THE DEVELOPMENT OF A TECHNIQUE WHICH ENABLES PATIENTS WITH SEVERE LEG FRACTURES TO BE FITTED WITH A WALKING CAST TO PUT THEM BACK ON THEIR FEET IMMEDIATELY THROUGH THE USE OF THREADED ORTHOPEDIC "PINS", was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-d. A MOTION REQUESTING THE CITY ADMINISTRATION TO RESEARCH AND DRAFT A REPORT TO THE MUNICIPAL COUNCIL CONCERNING THE TRANSPORTATION THROUGH AND STORAGE OF HIGHLY VOLATILE, TOXIC GASES AND CHEMICALS IN THE CITY OF NEWARK AND THE FEASIBILITY OF REGULATING SAME, was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-M-e.

A. MOTION STRONGLY URGING THE BUSINESS ADMINISTRATOR TO IMMEDIATELY ARRANGE FOR HEAVY TRUCK TOWING SERVICES IN CONNECTION WITH THE REQUIRED ENFORCEMENT OF THE EXISTING CITY ORDINANCES WHICH PROHIBIT THE PARKING OF ANY TRUCK, EXCEEDING FOUR TONS GROSS WEIGHT, ON THE STREETS OF THE CITY BETWEEN THE HOURS OF MIDNIGHT AND 5 A. M., AS WELL AS FOR THE ENFORCEMENT OF ALTERNATE SIDE OF THE STREET PARKING REGULATIONS FOR STREET CLEANING PURPOSES, was made by Councilman Tucker, seconded by Councilman Johnson.

Councilman Tucker pointed out Newark is fast becoming a tractor trailer parking lot. What is happening is those areas adjacent to Newark are becoming places where individuals park their tractor trailers on the street. We now have trailers parked in the area of Bloomfield Avenue, Broadway, Elizabeth Avenue and near the Irvington-Hillside Line. The City should have the ability not only to ticket them but to tow them away.

President Harris asked Assistant Corporation Counsel James whether the Municipal Council could legally raise the fee for trucks parked on City streets overnight to \$100. It is disturbing to see these large trucks parked in residential areas disregarding the concerns of the residents.

Assistant Corporation Counsel James replied he felt basically such an ordinance could be enforced. However, the amount of the fine would have to be researched.

Councilman Tucker pointed out the present fine of \$10. does not discourage drivers of tractor trailers from parking on City streets. The penalty should be prohibitive enough to prevent them from doing so. He felt if we can raise the fee and get a large enough trailer to haul the illegally parked trucks away, then we might discourage this type of parking. He was of the opinion raising the fine to \$100. might in itself be prohibitive.

Assistant Corporation Counsel James said with respect to the amount of the fine this area would have to be researched very carefully. The Law Department would have to study this matter in depth and report to the Council the result of such study. The main problem would be what maximum amount of penalty would be upheld on any challenge made by way of appeal.

The motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Johnson.

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7-M-f.

A MOTION THANKING MS. RUTH MC CLAIN, FORMER DEPUTY DIRECTOR OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING DELIVERY SYSTEMS PROGRAM FOR THE CITY OF NEWARK FOR VALUABLE SERVICES RENDERED TO THE RESIDENTS OF OUR CITY, AND TO WISH HER GOOD HEALTH AND CONTINUED SUCCESS IN ALL HER FUTURE ENDEAVORS, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris felt the Council should urge Presiding Judge Booker to develop a plan for reduction of penalty fees for parking setting up a grace period for recipients of tickets so that they can pay for these tickets at a reduced rate in order to bring funds to the City.

Councilman Martinez noted Members of the Council have spoken to Judge Booker for the last three years with respect to this matter but the Council's recommendations are being completely disregarded.

Councilman Grant pointed out in 1974 the City of Newark had nearly \$16½ million in unpaid parking fees and he felt it would be safe to say that in 1978 this figure might be in excess of \$22 million owed to the City.

Councilman Tucker agreed with Councilman Martinez that the Council has raised this issue several times within the last four years and nothing has been done. The Council met with Judge Booker on this matter and he indicated to the Council before he could consider amnesty, he would have to be in receipt of funds for the backlog of tickets. Council has voted for two appropriations to relate to the backlog of tickets and they evidentially have not yet been resolved. Further we still do not have any amnesty period set in motion. He felt the Mayor and the Business Administrator should become involved to attempt to resolve the abysmal mess the City is in with respect to these tickets.

7-M-g.

A MOTION STRONGLY URGING PRESIDING JUDGE IRVIN B. BOOKER TO DEVELOP AND PUT INTO PRACTICE THE LONG-DISCUSSSED AMNESTY PROGRAM FOR PARKING VIOLATORS IN THE CITY OF NEWARK, was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED AUGUST 2, 1978, NOMINATING MRS. CAROLYN PERRY, 6 SHEFFIELD DRIVE, NEWARK, NEW JERSEY, REAPPOINTMENT, TO SERVE AS A COMMISSIONER OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, FOR A FIVE YEAR TERM, ENDING APRIL 20, 1983.

(Copy of communication submitted to each Member of the Council)

(Mrs. Perry met with the Council September 5, 1978)

A motion to confirm the nomination of Mrs. Carolyn Perry, reappointment, to serve as a Commissioner of the Housing Authority of the City of Newark, for a five year term was made by President Harris, seconded by Councilman Tucker.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: This nomination is confirmed.

8-b.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED AUGUST 2, 1978, NOMINATING MRS. GLORIA R. DEL TORO, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY, TO SERVE AS A TENANT REPRESENTATIVE ON THE NEWARK RENT CONTROL COMMENCING FROM DATE OF CONFIRMATION UNTIL JULY 1, 1979. (MRS. DEL TORO WILL BE REPLACING MS. LINDA FLORES WHO RESIGNED)

(Copy of communication submitted to each Member of the Council)

(Mrs. del Toro met with the Council September 5, 1978)

A motion to confirm the nomination of Mrs. Gloria del Toro, to serve as a tenant representative on the Newark Rent Control commencing from date of confirmation until July 1, 1979 was made by Councilman Martinez, seconded by Councilman Johnson.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: This nomination is confirmed.

8-c.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 16, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23-5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON DOWNING STREET."

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(Downing Street, South side, beginning at a point 155' east of the easterly curbline of Jefferson Street and extending 25 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 16, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SAYBROOK PLACE AS A ONE-WAY STREET."

(Deleting Saybrook Place, Southbound, from Park Place to McCarter Highway

Adding Saybrook Place, Eastbound, from Park Place to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 20, 1978 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 16, 1978, ENCLOSING PROPOSED "ORDINANCE TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE SALVATION ARMY, IRONBOUND BOY'S CLUB FOR 6,000 SQUARE FEET OF SPACE ON THE GROUND FLOOR OF PREMISES LOCATED AT 138 CLIFFORD STREET FOR THE PERIOD SEPTEMBER 7, 1978 TO JUNE 9, 1979 AT A RENTAL OF \$1.00 FOR THE ENTIRE TERM; FURTHER RATIFYING SAID LEASE FOR THE PERIOD JUNE 10, 1978 TO SEPTEMBER 6, 1978."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

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Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 16, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING TO WILBUR FREDERICKS AND HIS ASSIGNS AN ENCROACHMENT AND DRAINAGE EASEMENT ON BLOCK 572A, LOT 3, AS SHOWN ON THE TAX MAPS OF WEST MILFORD TOWNSHIP FOR THE PURPOSE OF MINIMIZING THE IMPACT OF DEVELOPMENT GENERATED STORM WATER RUNOFF FOR A SUM OF ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.) AND THE COST OF PUBLICATION OF THIS ORDINANCE; FURTHER RESCINDING ORDINANCE 6-Ph, S & F-g, FEBRUARY 15, 1978."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-g.

The City Clerk presented PROPOSED "ORDINANCE DESIGNATING THE RECREATION AREA BOUNDED BY HAWTHORNE AVENUE, WOLCOTT TERRACE AND GOODWIN AVENUE AS "DAVID L. WARNER PLAYGROUND."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 22, 1978, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF GARSIDE STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM SIXTH AVENUE - EAST TO SEVENTH AVENUE - EAST."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this Item, see Ordinance 6-F-s, on page 13 in the minutes of this meeting)

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8-1.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 23, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO PASSAIC VALLEY SEWERAGE COMMISSIONERS WITH OFFICES AT 600 WILSON AVENUE, NEWARK, NEW JERSEY, 07105, TO CONSTRUCT AND MAINTAIN AT ITS OWN EXPENSE; A BRIDGE STRUCTURE ACROSS DOREMUS AVENUE AT A HEIGHT OF NOT LESS THAN 16 FEET ABOVE THE ROADWAY SURFACE, ALL WITHIN A 34.79 FOOT EASEMENT."

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Bottone suggested a communication be addressed to the Honorable Brendan T. Byrne, Governor of the State of New Jersey respectfully requesting that he seriously consider appointing at least one member of the Passaic Valley Sewerage Commission from among the residents of the City of Newark, New Jersey. He noted the basis for this request is the fact that Newark is a major participant in the Passaic Valley Sewerage Commission and the Council feels strongly that in a number of vital matters the Commission is not responsive to the needs of the City of Newark and its residents.

A motion to table the ordinance was made by Councilman Bottone, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-1.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 25, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON GOBLE STREET."

(Goble Street, east side, beginning at a point 35 feet south of the southerly curbline of Murray Street, and extending 102 feet southerly

A motion directing the City Clerk to place this ordinance on the September 25, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 6, 1978

8-k.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 25, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF WARREN STREET AND WICKLIFFE STREET."

(Intersection Warren Street and Wickliffe Street)

Right Turn Prohibition - East on Warren Street to South on Wickliffe Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 20, 1978 Calendar of the Municipal Council on first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-1.

The City Clerk presented COMMUNICATION FROM ASSISTANT BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 25, 1978, ENCLOSING PROPOSED "ORDINANCE GRANTING AN EASEMENT ONTO CITY-OWNED PROPERTY KNOWN AS BLOCK 4063, LOT 84, ON THE TAX MAPS AND TAX DUPLICATE OF THE CITY OF NEWARK IN PERPETUITY TO MR. & MRS. CALDENS DE BREAUX, OWNERS OF THE PREMISES 102 BROOKDALE AVENUE, UPON AGREEMENT IN WRITING, FOR CONSIDERATION OF ONE HUNDRED (\$100.) DOLLARS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 6, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BRILL STREET."

(Brill Street, from Christie Street to Fleming Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman

Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued
from August 1, 1978 to August 28, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Rocco Church	7506 (Amended)
General Committee of St. Aloysius Roman Catholic Church	7517 (Amended)
St. James Roman Catholic Church	7572 (Amended)
St. John's Ukrainian Catholic Church	7598 (Amended)
St. Francis Xavier Roman Catholic Church	7653 (Amended)
St. Columba Roman Catholic Church	7685 (Amended)
St. Casimir Parent Teachers Association	7691 (Amended)
Combined Societies of St. Patrick's Church	7710 (Amended)
Polish Cultural Foundation, Inc.	7734 (Amended)
Society of the Holy Rosary of St. Francis Xavier Church	7753
Polish Falcons of America-Nest 104	7755
St. Martin DePorres Education Association Queen of Angels School	7757
St. Rocco Church	7759
Beth David Jewish Center	7760
Rosary Altar Society - Sacred Heart Church of Vailsburg	7761
Holy Name Society - Sacred Heart Church of Vailsburg	7765

September 6, 1978

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society - Sacred Heart Church of Vailsburg	7565 (Amended)
Zion Baptist Church	7703 (Amended)
First Zion Hill Baptist Church	7745 (Amended)
St. Benedict's Church	7752
St. James Rosary Altar Society	7754
St. Rocco Church	7756
St. John's Guild	7758
Church of Our Lady of Good Counsel	7762
New Ark School, Inc.	7763
Ironbound Instructional Ice Hockey League Parents Association	7764
St. Casimir's Roman Catholic Church	7766

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 3:40 P. M.

APPROVED:

Frank D'Ascensio
Frank D'Ascensio
City Clerk

Earl Harris
Earl Harris
President

Newark, New Jersey, September 11, 1978

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:05 P. M.

The City Clerk read letter dated September 7, 1978 and September 8, 1978 from Council President Earl Harris calling a special meeting of the Municipal Council for Monday, September 11, 1978 for the purpose of discussing legislation submitted by Administration.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 7 and September 8, 1978 at the time of its preparation. All persons who prepaid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR \$1,330,340. FOR FISCAL YEAR 1979 UNDER YETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR \$300,142. UNDER YOUTH CONSERVATION AND IMPROVEMENT PROJECTS FOR FISCAL YEAR 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by

September 11, 1978

Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker,
Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR \$6,436,813. TO OPERATE A FISCAL YEAR 1979 (OCTOBER 1, 1978 THROUGH SEPTEMBER 30, 1979) COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM UNDER TITLE I OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker,
Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR AN EXEMPLARY IN-SCHOOL YOUTH PROGRAM DEMONSTRATION PROJECT IN AMOUNT OF \$284,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker,
Villani, President Harris.

7-R-e.

RESOLUTION APPROVING APPLICATION AND RELATED AGREEMENT OF NEW COMMUNITY DOUGLAS HOMES CORPORATION, A TITLE 55 NON-PROFIT CORPORATION OF THE STATE OF NEW JERSEY, TO CONSTRUCT OR COMPLETE A HOUSING PROJECT, ON A SITE MORE PARTICULARLY DESCRIBED AS 15-29 HILL STREET, BLOCK 93, LOTS 45, 50, 52 AND PART OF LOT 29; SAID PROJECT SHALL BE EXEMPT FROM TAXATION IN ACCORDANCE WITH PROVISIONS OF N.J.S.A. 53:14J-30 AND N.J.S.A. 45:16-18 FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM COMPLETION OF PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY BY N.J.H.F.A., TO FINANCE THE CONSTRUCTION OR COMPLETION OF THE PROJECT AND IN ACCORDANCE WITH PROVISIONS OF FINANCIAL (TAX ABATEMENT) AGREEMENT, HERETO ANNEXED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker.

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Councilman James noted Council has been in receipt of communications from Mr. Thurman Smith, Minority Contractor, and wondered whether questions posed have been satisfactorily answered.

President Harris asked General Counsel Rother, Newark Housing Authority to respond to the question raised by Councilman James.

General Counsel Rother explained there were six applications for the Douglas Hotel, all of which were scrutinized thoroughly. A choice was made in favor of New Community, an indigenous group in the community which has an excellent track record. It was their considered judgement that New Community was the best developer for this site. Several sessions were held with all concerned, including Mr. Smith, detailing for him the problems with his application. Meetings have been set by him with a number of developers. The Housing Authority has been dealing with the developers to get a closer understanding between the Authority and the developers.

Councilman James noted Mr. Smith had posed the questions as to the tenants of this building. He asked for his comments on that.

General Counsel Rother replied the tenants proposed in this development are basically entirely elderly with a reasonable amount of commercial use attached thereto. Mr. Smith had proposed a very high amount of commercial use. He felt there would be serious security problems with a large commercial use in a high rise building with families. They felt the combination of so much commercial with families was not a good solution to this problem.

Councilman Tucker raised the point that Mr. Smith alleges his application did not receive a thorough review by the Housing Authority. He indicated when the Housing Authority submitted proposals for bids some one had already been chosen and they were just going through a formal procedure. He felt there was a question of Council's interaction with the Housing Authority with respect to matters such as this and he felt there needs to be some improvement not just on the question of minority contractors but the selection of minority developers should be a prime consideration.

General Counsel Rother replied the Authority had no idea that New Community was going to be one of the bidders. The files are filled with all kinds of reviews made and the Authority did a reasonable job of selecting a developer. With respect to the minority situation, General Counsel Rother stated, granted that Mr. Smith constitutes a minority, however, the development team in that situation was not a minority by any stretch of the imagination and if anyone was responsible for the failure of that project,

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it was not a minority participant in that team, it was the white people that he brought in on that development team. They did a miserable job of putting a package together and if he left it to minority developers to put the package together, they would have stood a better chance than bringing in a white team.

Councilman Grant said he wished to make it clear that Mr. Smith, in his opinion, informed the Council with respect to his application not being properly processed and he felt there was some validity to this claim.

Councilman Grant said he would vote in the affirmative on this application because of the amount of money involved and the dire need of housing in the City but he has some reservations relative to the final package being presented and he is not completely satisfied with the quality of answers given with respect to this matter.

Councilman James stated this proposal is needed. However, he has concerns about the increasing number of senior citizen developments in the City as opposed to concern for families especially in the downtown area. He said there are many younger people who would like to reside in Newark and would like to be as close to downtown as possible but many of the new developments are for senior citizens only.

Councilman James said he will vote against this project because he is concerned that Newark Housing Authority has yet to develop a meaningful project in the South Ward and they have yet to reach out and embrace minority contractors and to guide them so that they might become successful bidders and receive some meaningful projects in the City. He stated the whole participation of minorities in projects supported by Newark Housing Authority has been insignificant, if at all, and as to the South Ward it has yet to receive any meaningful projects.

General Counsel Rother replied New Community is primarily a minority group. He alleged if one looks across the board at all Urban Renewal land that has been developed in the City, there have been many minority developers included. He felt it was untrue to say they have not brought in any minorities and felt their track record is a good one.

Councilman Bottone remarked he will vote in the affirmative but he is not completely happy with some of the reactions with respect to it. The group that came before the Council had what he thinks was a better plan for the City of Newark. It had middle income and business people coming in. He felt some of the plans of housing for middle income families and with people who will begin to pick up the "freight" for the cost of the City of Newark, would be more meaningful.

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Councilman Tucker added there will be a motion proposed at the next meeting of the Municipal Council dealing with receipt of sub-contracts for development. His concern is whether New Community will abide by points raised in this proposed affirmative action amendment even though it is adopted after their tax abatement is granted. It basically deals with 25% of the contracted work going to minorities. He felt the Housing Authority should have meetings to address the issue of minority contractors or minority developers who need an opportunity for consideration.

Councilman Grant noted it is a strange thing that the Housing Authority after all of these years is deciding now to call for minority contractors to alert them to the amenities offered in the route of rehabilitation and redevelopment. He felt what these contractors need is compensatory education in terms of finding out what is available, what route to take and to be informed of all the integral parts of becoming part of the redevelopment scene in the City.

The motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani,
President Harris.

No: Councilman James.

7-R-f.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION TO OPERATE A VENTURES IN COMMUNITY IMPROVEMENT DEMONSTRATION PROJECT, FOR \$996,737.; TERM OF SAID GRANT AGREEMENT IS 18 MONTHS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

7-R-g.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, VENTURES IN COMMUNITY IMPROVEMENT, \$996,737.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

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Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker,
Villani, President Harris.

7-R-h.

RESOLUTION APPROVING APPLICATION AND RELATED AGREEMENT OF LINCOLN PARK TOWERS
COMPANY, TO CONSTRUCT OR COMPLETE A HOUSING PROJECT, ON A SITE MORE PARTICULARLY
DESCRIBED AS 31-33 LINCOLN PARK; 1-7 CRAWFORD STREET; AND 427 AND 427 REAR HALSEY STREET
BLOCK 119, LOTS 7, 11, 14 AND 25; SAID PROJECT SHALL BE EXEMPT FROM TAXATION IN ACCORDANCE
WITH PROVISIONS OF N.J.S.A. 55:14J-30 AND N.J.S.A. 55:15-18 FOR A PERIOD OF THE LESSER
OF FIFTY (50) YEARS FROM COMPLETION OF PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE
PLACED UPON THE PROPERTY BY N.J.H.F.A., TO FINANCE THE CONSTRUCTION OR COMPLETION OF THE
PROJECT AND IN ACCORDANCE WITH PROVISIONS OF THE FINANCIAL (TAX ABATEMENT) AGREEMENT,
HERETO ANNEXED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker,
Villani, President Harris.

ADJOURNMENT.

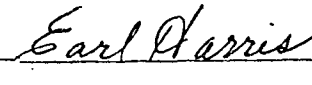
12. A motion to adjourn this meeting was made by the Council of the Whole and
adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker,
Villani, President Harris.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, September 20, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Richard King, First Baptist Peddie Memorial Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

(Councilman Johnson arrived at 8:30 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 12, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Resolution 7-R-bv at this time was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-bv. RESOLUTION COMMENDING SEVENTY-SIX (76) UNITED STATES YOUTH GAMES PARTICIPANTS
FROM THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Councilman Tucker read

"WHEREAS, from August 2 through August 7, 1978, the Twelfth Annual United States Youth Games was held in Detroit, Michigan; and

WHEREAS, from over 600 contestants, 76 youngsters were chosen to represent the City of Newark at the United States Youth Games in the sports of basketball, bowling, swimming, track and field, and tennis, and to compete in those sports against the entrants from 12 other U. S. cities; and

WHEREAS, the Newark Municipal Council wishes to congratulate all of the 76 youths listed on the attached sheet who so ably represented the City of Newark, and to commend those youngsters for their outstanding performances;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That they tender this resolution of commendation to all of the 76 United States Youth Games participants from the City of Newark listed on the attached sheet for good sportsmanship and for proudly representing the citizens and government of the City of Newark at the United States Youth Games.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to each Youth Game participant."

Councilman Tucker stated these are young people who were part of a contingent representing the City of Newark at the United States Youth Games in Detroit, Michigan. They did a splendid job. A copy of this resolution was presented to each of the 76 participants in the Youth Games.

Recreation and Parks Director Washington, on behalf of the participants, parents, coaches and staff, thanked the Municipal Council for the receipt of the commendation. He felt this was an outstanding team and these young people exemplified the youth of the City of Newark.

President Harris, on behalf of the Municipal Council, congratulated the young participants who proudly represented the City of Newark at the United States Youth Games and for their outstanding performance.

Councilman James concurred with President Harris and Councilman Tucker and congratulated the young people for their exemplary performance. He congratulated Recreation and Parks Director Washington, the parents and the Department of Recreation.

Councilwoman Villani felt there is much talent in Newark waiting to be discovered. She was very proud of the representative group here today.

Councilman Grant added all Newarkers are proud of what these young people have done and they are an inspiration of what youth can do. It goes to show that in spite of what the crime rate may show, young people are interested in their City.

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A motion to consider Resolution 7-R-ca at this time was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-ca. RESOLUTION COMMENDING KEITH JOHNSON, RONALD CHRISTIAN, PHYLLIS GRAVES, MARION DAVIS, AND LISA MORGAN FOR OUTSTANDING PERFORMANCES AT THE UNITED STATES YOUTH GAMES.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Councilman Tucker, on behalf of the Municipal Council, presented an inscribed copy of this resolution to Keith Johnson, Ronald Christian, Phyllis Graves, Marion Davis and Lisa Morgan, and congratulated them for their outstanding performance on behalf of the citizens and government of the City of Newark, New Jersey at the United States Youth Games held in Detroit, Michigan.

(Councilman Johnson arrived at 8:30 P. M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF JULY, 1978, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY CITY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF AUGUST, 1978.

A motion to approve the Report of Contracts Awarded was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JUNE 21, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JUNE 21, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF SECOND RIVER JOINT MEETING, HELD JUNE 5, 1978.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO JULY, 1978.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY INDICATING NO PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIOD ENDING AUGUST 4, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-J, FOR PERIOD ENDING AUGUST 11, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-121, FOR PERIOD ENDING AUGUST 18, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-V, FOR PERIOD ENDING AUGUST 25, 1978 AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-N, FOR PERIOD ENDING SEPTEMBER 1, 1978; ALSO INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING AUGUST 4, 1978, AUGUST 11, 1978, AUGUST 18, 1978 AND AUGUST 25, 1978; AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-6, FOR PERIOD ENDING SEPTEMBER 1, 1978.

September 20, 1978

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation, was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park,

7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 20, 1978

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

September 20, 1978

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

6-F-f. The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Section 23:12-1, Midblock Crosswalks

On Bergen Street, 682 feet south of the southerly curblin of
West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of
Transportation, Division of Traffic Engineering was made by Councilman James, seconded by
Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

6-F-g. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Durand Street, Eastbound, from Mulberry Street to McCarter Highway

Hoyt Street, Southbound, from New Street to Warren Street

Orange Place, Westbound, from Orange Street to High Street

Pierson Place, Southbound, from Bank Street to Market Street

Rutgers Street, Northbound, from South Orange Avenue to West Market
Street

Searing Street, Northbound, from Warren Street to New Street

Sidney Place, Southbound, from West Market Street to Nelson Place

Summit Place, Westbound, from High Street to Lock Street

Wallace Street, Southbound, from West Market Street to South Orange
Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

September 20, 1978

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON DOWNING STREET.

(Downing Street, South side, beginning at a point 155 feet east of the easterly curbline of Jefferson Street and extending 25 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED DESIGNATING SAYBROOK PLACE AS A ONE-WAY STREET.

(Deleting Saybrook Place, Southbound, from Park Place to McCarter Highway

Adding Saybrook Place, Eastbound, from Park Place to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE SALVATION ARMY, IRONBOUND BOY'S CLUB FOR 6,000 SQUARE FEET OF SPACE ON THE GROUND FLOOR OF PREMISES LOCATED AT 138 CLIFFORD STREET FOR THE PERIOD SEPTEMBER 7, 1978 TO JUNE 9, 1979 AT A RENTAL OF \$1.00 FOR THE ENTIRE TERM; FURTHER RATIFYING SAID LEASE FOR THE PERIOD JUNE 10, 1978 TO SEPTEMBER 6, 1978.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 4, 1978.

6-F-k.

The City Clerk read AN ORDINANCE GRANTING TO WILBUR FREDERICKS AND HIS ASSIGNS AN ENCROACHMENT AND DRAINAGE EASEMENT ON BLOCK 572A, LOT 3 AS SHOWN ON THE TAX MAPS OF WEST MILFORD TOWNSHIP FOR THE PURPOSE OF MINIMIZING THE IMPACT OF DEVELOPMENT GENERATED STORM WATER RUNOFF FOR A SUM OF ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.) AND THE COST OF PUBLICATION OF THIS ORDINANCE; FURTHER RESCINDING ORDINANCE 6-Ph, S & F-g, FEBRUARY 15, 1978.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 4, 1978.

6-F-1.

The City Clerk read AN ORDINANCE DESIGNATING THE RECREATION AREA BOUNDED BY HAWTHORNE AVENUE, WOLCOTT TERRACE AND GOODWIN AVENUE AS "DAVID L. WARNER PLAYGROUND."

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 4, 1978.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON GOBLE STREET.

(Goble Street, east side, beginning at a point 35 feet south of the southerly curblin of Murray Street, and extending 102 feet southerly therefrom. From 7:00 A. M. to 6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 20, 1978

6-F-n.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF WARREN AND WICKLIFFE STREETS.

(Intersection Warren Street and Wickliffe Street

Right Turn Prohibition - East on Warren Street to South on Wickliffe Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-o.

The City Clerk read AN ORDINANCE GRANTING AN EASEMENT ONTO CITY-OWNED PROPERTY KNOWN AS BLOCK 4063, LOT 84, ON THE TAX MAPS AND TAX DUPLICATE OF THE CITY OF NEWARK IN PERPETUITY TO MR. AND MRS. CALDENS DeBREAUX, OWNERS OF THE PREMISES, 102 BROOKDALE AVENUE, UPON AGREEMENT IN WRITING, FOR CONSIDERATION OF ONE HUNDRED (\$100.) DOLLARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 4, 1978.

6-F-p.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BRILL STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to remove from the Table AN ORDINANCE GRANTING PERMISSION TO PASSAIC VALLEY SEWERAGE COMMISSIONERS WITH OFFICES AT 600 WILSON AVENUE, NEWARK, NEW JERSEY 07105, TO CONSTRUCT AND MAINTAIN AT ITS OWN EXPENSE, A BRIDGE STRUCTURE ACROSS DOREMUS AVENUE AT A HEIGHT OF NOT LESS THAN 16 FEET ABOVE THE ROADWAY SURFACE, ALL WITHIN A 34.79 FOOT EASEMENT, was made by Councilman Bottone, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-q.

The City Clerk read AN ORDINANCE GRANTING PERMISSION TO PASSAIC VALLEY SEWERAGE COMMISSIONERS WITH OFFICES AT 600 WILSON AVENUE, NEWARK, NEW JERSEY 07105, TO CONSTRUCT AND MAINTAIN AT ITS OWN EXPENSE, A BRIDGE STRUCTURE ACROSS DOREMUS AVENUE AT A HEIGHT OF NOT LESS THAN 16 FEET ABOVE THE ROADWAY SURFACE, ALL WITHIN A 34.79 FOOT EASEMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 6, 1978)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 4, 1978.

September 20, 1978

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 1, SECTION 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

President Harris: The yeses are eight and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 4, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON ROSEVILLE AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

Roseville Avenue,
West side, beginning at a point 168 feet from the northerly
curbline of Seventh Avenue and extending 50 feet northerly
therefrom.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

September 20, 1978

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE CREATING AN EMERGENCY APPROPRIATION OF \$20,000. FOR THE DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, BUREAU OF DOG CONTROL, MISCELLANEOUS.

E#2

WHEREAS, an emergency has arisen in the Department of Health and Welfare Division of Inspections with respect to providing funds in the amount of \$20,000.00 for the Dog Control Bureau. The Dog Control Trust Fund has been depleted and no adequate provision was made for the aforesaid purpose, and N.J.S. 40A-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this ordinance is.....\$411,297.00
and three per cent of the total operation appropriations in the budget for
is.....\$5,664,553.48

NOW, THEREFORE, BE IT ORDAINED (not less than two thirds of all members thereof affirmatively concurring) that in accordance with N.J.S. 40A-45.3(c) petition be made to the Local Finance Board for the creation of an appropriation set forth in the preamble hereof in accordance with the following:

1. An emergency appropriation be and the same is hereby made for
Department of Health and Welfare
Division of Inspections
Miscellaneous
7480 Bureau of Dog Control

in the amount of.....\$20,000.00

2. That said emergency appropriation shall be provided for in full in the 1979 budget.
3. That the statement required by the Local Finance Board has been filed with the Clerk and a copy thereof will be transmitted to the Local Finance Board.

September 20, 1978

4. That three certified copies of this ordinance be filed with the Local Finance Board.
5. This ordinance shall take effect after approval of the Local Finance Board and final passage.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage subject to approval of Public Hearing before the New Jersey State Local Finance Board, was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED DESIGNATING PASSAIC STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Passaic Street	Northbound	Clay Street	Clark Street

AND ADDING THERETO:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Passaic Street	Southbound	Clay Street	Clark Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

September 20, 1978

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF MONTGOMERY STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM PRINCE STREET WESTERLY TO THE PROPOSED EASTERLY LINE OF IRVINE TURNER BOULEVARD (FORMERLY BELMONT AVENUE), AND FOR THE VACATION OF CHARLTON STREET AS LAID OUT 55 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM THE PROPOSED NORTHERLY LINE OF SPRUCE STREET TO MONTGOMERY, AND MONTGOMERY STREET TO WEST KINNEY STREET.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DOES ORDAIN:

Section 1. That all that part of Montgomery Street as laid out 60 feet in width on the Map of Commissioners to lay out Streets, Avenues, and Squares extending from Prince Street westerly to the proposed easterly line of Irvine Turner Boulevard, as more particularly described below:

BEGINNING at the point of intersection of the northerly line of Montgomery Street (60' wide) with the westerly line of Prince Street (55' wide) and running; thence

1. S 17° 27' 00" W 60.00 feet along the westerly line of Prince Street to a point in the southerly line of Montgomery Street; thence
2. N 72° 26' 00" W 435.04 feet along the southerly line of Montgomery Street crossing Charlton Street to a point in the proposed easterly line of Irvine Turner Boulevard; thence
3. N 17° 31' 00" E 60.00 feet along the proposed easterly line of Irvine Turner Boulevard (70' easterly from centerline)

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to a point in the northerly line of Montgomery Street;
thence

4. S 72°26' 00" E 434.97 feet along the northerly line of Montgomery Street crossing Charlton Street to the point of BEGINNING

is hereby vacated as a public street or highway reserving, however, with respect to:

- (a) A 40 foot wide easement centered within the aforesaid Montgomery Street, and
- (b) A 10 foot wide easement, BEGINNING at the point of the northerly line of Montgomery Street with the easterly line of Charlton Street, thence
 - (1) Along said line of Charlton Street southerly to the northerly line of the aforesaid 40 foot strip of land in subsection (a) above; thence
 - (2) Along said northerly line westerly to its intersection with the prolongation of the westerly line of Charlton Street; thence
 - (3) Along said line of Charlton Street northerly to the point of intersection of westerly line of Charlton Street and northerly line of Montgomery Street; thence
 - (4) Along said line of Montgomery Street easterly to the point of BEGINNING

the right to enter for the purpose of laying, relaying, rebuilding, reconstructing or maintaining existing and additional sewer, water or gas mains, electric or telephone conduits and any other public utility company's facilities manholes, gates or appurtenances to the City of Newark, the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein.

The erection, construction or placing of any building, vault or structure upon or within the above described easement which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

Section 2. That all that part of Charlton Street as laid out 55 feet in width on the Map of Commissioners to lay out Streets, Avenues, and Squares extending from the proposed northerly line of Spruce Street to Montgomery Street as more particularly described below:

BEGINNING at the point of intersection of the easterly line of Charlton Street (55' wide) with the southerly line of Montgomery Street (60' wide) and running; thence

- (1) S 17°29' 00" W 716.29 feet along the easterly line of Charlton Street to a point in the proposed northerly line of Spruce Street; thence
- (2) N 74°16' 00" W 55.03 feet along the proposed northerly line of Spruce Street (42' northerly from centerline) to a point; thence
- (3) N 17°29' 00" E 718.05 feet along the westerly line of Charlton Street to a point in the southerly line of Montgomery Street; thence

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- (4) S 72°26' 00" E 55.00 feet along the southerly line of Montgomery Street to the point of BEGINNING

is hereby vacated as a public street or highway.

Section 3. That all that part of Charlton Street as laid out 55 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares extending from Montgomery Street to West Kinney Street, as more particularly described below:

BEGINNING at the point of intersection of the easterly line of Charlton Street (55' wide) with the southerly line of West Kinney Street (60' wide); thence,

- (1) S 17°27' 00" W 355.81 feet along the easterly line of Charlton Street to a point in the northerly line of Montgomery Street; thence,
- (2) N 72°26' 00" W 55.00 feet along the northerly line of Montgomery Street to a point in the westerly line of Charlton Street; thence,
- (3) N 17°27' 00" E 355.23 feet along the westerly line of Charlton Street to a point in the southerly line of West Kinney Street; thence,
- (4) S 73°01' 59" E 55.00 feet along the southerly line of West Kinney Street to the point of BEGINNING.

is hereby vacated as a public street or highway reserving, however, to the City of Newark, the Public Service Electric & Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein, with respect to the width and length of the above described Charlton Street to be vacated, the right to enter for the purpose of laying, relaying, rebuilding, reconstructing or maintaining existing and additional sewer, water, or gas utility company's facilities, manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the above described easement which will interfere with the laying, relaying, rebuilding, reconstruction or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

Section 4. That the retention of easements within the above vacated streets will not interfere with the consummation of the Urban Renewal Plan for the area.

Section 5. All is as shown on a map prepared under the direction of this Council known and designated as Map No. 1726-V dated December 14, 1977, which map is attached hereto and made a part hereof.

Section 6. A copy of the aforesaid Map No. 1726-V dated December 14, 1977, is on file in the Office of the Director, Department of Engineering.

Section 7. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1 (b), N.J.S.A. 40:55-21.11 and N.J.S.A. 40: 55c-72.

Section 8. This Ordinance shall take effect upon adoption and publication in accordance with Law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. KENNETH E. PETERSON, 177 NORWOOD STREET, NEWARK, NEW JERSEY, strongly opposed the vacation of Montgomery Street because it would isolate the North Jersey Community Union Building, a service organization in Newark. The proposed ordinance takes away Montgomery Street from them so there is no entry or egress to their building.

Councilman Johnson assured this ordinance, in its present form, will not be adopted. The Council will defer action on this ordinance and request the Newark Housing Authority to make sure an easement is made so that North Jersey can come through that street.

No one else appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Johnson, seconded by Councilman Tucker.

Councilman Carrino asked if there was a representative of the Mayor's Policy and Development Office in the Council Chamber to explain the reason for the vacation of Montgomery Street.

Councilman Tucker said the reason is based on the development of family housing on Irvine Turner Boulevard, which development was approved by the Municipal Council two years ago.

Councilman Johnson said he will meet with the parties concerned so that proper amendment can be made to satisfy all concerned.

The motion to close the hearing and defer action on this ordinance was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO SUPPLEMENT TITLE 11A OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED, TO REQUIRE INSTALLATION OF GASOLINE VAPOR RECOVERY SYSTEMS TO GASOLINE STORAGE TANKS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That Title 11A of the Revised Ordinances of the City of Newark, New Jersey, as amended, be and the same is hereby supplemented by adding thereto the following:

Section 1. Storage tanks; permits; specifications

- a.) A permit from the bureau of fire prevention shall be obtained prior to the installation or modification of a gasoline storage tank.
- b.) All new gasoline storage tanks installed after the effective date of this ordinance must be equipped with a vapor recovery system as defined under subsection d.) of this supplement.
- c.) All existing gasoline storage tanks currently without a vapor recovery system must be retrofitted with a vapor recovery system as defined under sub-section d.) of this supplement. The only exceptions are the following:
 - 1. Tanks with a rated capacity of less than 2,000 gallons which were installed prior to November 13, 1973;
 - 2. Tanks with a rated capacity of less than 250 gallons which were installed prior to the effective date of this ordinance; or
 - 3. Tanks with a capacity of 550 gallons or less that are used exclusively to fuel agricultural machines and implements.
- d.) All gasoline vapor recovery systems must conform with the Code of Federal Regulations, Title 40, Sections 52.1595 and 52.1598, or as amended.
- e.) Gasoline storage tanks shall not be covered until inspected and approved by the bureau of fire prevention.

Section 2. Any prior ordinance or part thereof inconsistent with the above is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF BRUCE STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM SOUTH ORANGE AVENUE TO FOURTEENTH AVENUE; ALSO FOR THE VACATION OF HAYES STREET AS LAID OUT 56 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES EXTENDING FROM SOUTH ORANGE AVENUE TO FOURTEENTH AVENUE; AND FOR THE VACATION OF DARK LANE AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES EXTENDING FROM JONES STREET TO HAYES STREET AND HAYES STREET WESTERLY TO ITS TERMINUS.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

Section 1. That the following streets be vacated as public streets or highways subject to the provisions set forth in Section 2 and 3 hereinbelow:

(a) All that part of Bruce Street as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares extending from South Orange Avenue to Fourteenth Avenue, reserving, however, to the City of Newark, its agencies and departments, including but not limited to Public Works, Police, Fire and Public Service Electric and Gas Company and any other Public Utility Company having facilities therein, with respect to the width and the length of the above described Bruce Street to be vacated the right to enter upon the described easement for the purpose of laying, relaying, rebuilding, reconstructing, or maintaining existing and additional sewer, water or gas mains, electric or the telephone conduits, and any other Public Utility Company's facilities, their manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the described easement which will interfere with laying, relaying, rebuilding, reconstructing or maintaining existing or additional sewer, water or gas mains, electric or telephone conduits, and any other Public Utility Company's facilities, their manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

(b) Upon the Vacation of Dark Lane as provided for in subsections (c) and (d) hereinbelow, all that part of Hayes Street as laid out 56 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares extending from South Orange Avenue to Fourteenth Avenue reserving, however, to the City of Newark, its agencies and departments, including but not limited to Public Works, Police, Fire and Public Service Electric and Gas Company and any other Public Utility Company having facilities therein, with respect to the width and the length of the above described Hayes Street to be vacated, the right to enter upon the described easement for the purpose of laying, relaying, rebuilding, reconstructing, or maintaining existing and additional sewer, water or gas mains, electric or telephone conduits, and any other Public Utility Company's facilities their manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the described easement which will interfere with laying, relaying, rebuilding, reconstructing or maintaining existing or additional sewer, water or gas mains, electric or telephone conduits, and any other Public Utility Company's facilities, their manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

(c) All that part of Dark Lane as laid out on the Map of the Commissioners to lay out Streets, Avenues and Squares extending from Jones Street to Hayes Street.

(d) All that part of Dark Lane as laid out on the Map of the Commissioners to lay out Streets, Avenues and Squares extending from Hayes Street westerly to its terminus.

All is as shown on a map prepared under the direction of this Council known and designated as Maps Nos. 1729-V, 1730-V, and 1731-V, dated July 24, 1978.

Section 2. That vacation of portions of Bruce Street, Hayes Street, and Dark Lane as provided for in Section 1. above shall take effect only upon the following conditions:

(a) That all properties fronting the aforesaid portions of Bruce Street, Hayes Street, and Dark Lane with the exception of Block #240, Lot #59 on the Tax Map of the City of Newark, be acquired by the New Community Corporation.

(b) That such acquisition be completed within one (1) year of date of final adoption of this Ordinance.

Section 3. That easements in the aforesaid Bruce Street, and Hayes Street to be vacated are reserved as follows:

(a) An on and above the surface easement shall be reserved as a fire lane in accordance with provision in the City Fire Prevention Code.

(b) An easement in Hayes Street as described in Section 1(b) above for ingress and egress to and from Newton Street School as long as the school is in use by the Board of Education of the City of Newark.

Section 4. That the retention of easements within the above vacated streets will not interfere with the consummation of the Re-development Plan for the area.

Section 5. Copies of the aforesaid Maps Nos. 1729-V, 1730-V, and 1731-V, dated July 24, 1978, are on file in the Office of the Director, Department of Engineering.

Section 6. This Ordinance is adopted under and by virtue of the Provisions of N.J.S.A. 40:67-1(b), N.J.S.A. 40:55-21.11, and N.J.S.A. 40:55C-72.

Section 7. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, ARTICLE 11, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)

WHEREAS, on July 16, 1975, the Newark Municipal Council adopted Ordinance 6-S & F-c, which established the Affirmative Action Review Council as an operating sub-committee of the Newark Human Rights Commission empowered to review all construction trade-related contracts granted by the City of Newark to ensure full compliance with the Affirmative Action Plan of the City of Newark; and

WHEREAS, the Newark Municipal Council has recognized that the current level of minority contracting participation is the legacy of past practices and events, which has prevented the full participation of minorities in the construction trades and which level is grossly inadequate in a city such as Newark, which is populated by no less than seventy percent minorities; and

WHEREAS, the City of Newark in concert with the State of New Jersey and the Federal Government supports the concept of granting a definite portion of all construction trade-related contracts, funded by local, state, and or federal monies, to minority contractors, and wishes to expand its affirmative action plan to include minority contractors;

THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That Section 2:2-40.3 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

- (a) As such sub-committee, the affirmative action review council shall be empowered to review all construction trade-related contracts granted by the City of Newark to ensure full compliance with the affirmative action plan.
- (b) The review council shall be further empowered to review all construction project proposals, including those for tax abatement projects, to ascertain that contracts in the amount of 25% of the total costs of said construction project shall be awarded to a qualified and certified minority contractor or contracting enterprise, of which more than 50% of the voting shares or interest is held by individuals who are members of a minority, and that more than 50% of the net profit or loss attributable to that enterprise accrues to members of a minority. The 25% requirement for construction contract awards to minorities shall become part of the City's affirmative action plan.

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Section 2. That Section 2:2-40.4 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

2:2-40.4 Affirmative Action Officer, duties

There shall be an affirmative action officer charged with the duties of overseeing the implementation of the affirmative action plan on all construction contracts awarded by the City of Newark, as that plan relates to the employment of minority workers on construction projects for which the City awards contracts and the award of 25% of all construction contracts to minority contractors.

Section 3. That all prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 4. That this ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

MR. CHARLES BELL, 101 COURT STREET, NEWARK, NEW JERSEY, commended the Council for approving this ordinance for the MBE. He pointed out there is another significant part of the City Plan, which mandates that on every construction job in the City of Newark granted tax abatement, 40% must be residents of the City of Newark. Mr. Bell urged the Municipal Council to insist that this ordinance is strictly adhered to and in addition 40% of the jobs must go to Newark residents.

The following speakers addressed the Municipal Council in favor of the Affirmative Action Plan for Minority Contractors. They did not see any reason why they should need an ordinance, why there should be a law for people who live in the City to struggle to get work in the City. The speakers urged the Municipal Council to make the right decision and to enforce the ordinance.

MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.

MR. RALPH JOHNSON, ASSOCIATION OF MINORITY CONTRACTORS.

MR. JOE HERNANDEZ, PRESIDENT, MINORITY CONTRACTORS, 81 ORANGE STREET, NEWARK, NEW JERSEY.

MR. JOSE PABLO DIAZ, 48 PINE GROVE TERRACE, NEWARK, NEW JERSEY.

MR. CARL BYNES, 168 FABYAN PLACE, NEWARK, NEW JERSEY.

Councilman Tucker clarified Corporation Counsel Perillo, in his opinion, stated the proposed ordinance as presently constituted is unconstitutional based on certain factors that it does not give a good faith effort if minority contractors are not available to at least bid on particular jobs. He also made questions that he associated directly to the Public Works Grant Application. The Bill was approved by the United States Congress and United States Senate and signed into law on the Federal level.

That clause specifies that there should be a period of time where a local government would enact an ordinance of this type and subsequently be in a position to evaluate its effectiveness. Consistent with that, they were able to draft an amendment to the ordinance which is currently on the Calendar to be voted on tonight. The amendment clearly represents an opinion of the Corporation Counsel and deals with two factors.

The City Clerk read

"(c) The restriction contained in paragraph (b) of this section will not apply to any contract for which the Review Council makes a determination that the 25% set aside cannot be filled by minority contracting enterprises located within a reasonable trade area, determined in relation to the nature of the services intended to be procured. Furthermore, in the event there are not a sufficient number of qualified minority contractors in the relevant market area, the contractor may apply to the Review Council for a waiver. The waiver must list the efforts the contractor has exerted to locate and enlist minority contractors, and the specific minority contractors which were contacted and the reason each minority contracting enterprise was not used.

Section 3. After the expiration of five years from the passage of this ordinance the Review Council shall review the Affirmative Action Program and make a determination as to whether remedial relief in employment and minority business enterprise participation is still necessary. If the Review Council determines that the above affirmative relief is still needed, then a resolution must be enacted setting forth the guidelines of such relief. If the Review Council finds that there is no necessity for continued affirmative action, then the Affirmative Action Program shall cease."

Assistant Corporation Counsel Schwartz related Section 1 (c) indicates something Corporation Counsel Perillo voiced in his opinion of September 18, 1978. That opinion dealt with what he considered to be the inflexibility involved in the original ordinance. It allows the contractor to apply to the Review Council when it is either impractical or impossible for him to comply with the 25%, sets forth the mechanism by which a contractor may apply for a waiver and sets those particular facts which he must set forth before the Review Council indicating why he cannot comply with the 25%.

Assistant Corporation Counsel Schwartz stated Section 3 sets forth a guideline or a criteria, so five years hence this entire ordinance can be reviewed to see just how, based upon certain figures that can be compiled during this period of time, this program is working out. Section 3 merely provides for a review of the Affirmative Action Plan after five years.

Councilman Tucker remarked if a person is developing a large development

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complex, and if that contractor or developer is not able to obtain the number of minority contractors to meet that obligation, that means that contractor or developer can apply to the Review Council for a particular waiver which indicates to the Review Council that they have made a good faith effort to deal with obtaining the number of minority contractors.

Councilman Tucker noted the ordinance presently on the Calendar to be voted on tonight was not signed by the Corporation Counsel and based on his action of not signing the ordinance, it meant if the Council voted on the ordinance, it could be deemed illegal. The amendment has been signed by Corporation Counsel Perillo and it has been certified that it is a point and fact of law. It is no longer the question of unconstitutionality of the ordinance which is now before the Council. Councilman Tucker added he also received a letter from Corporation Counsel Perillo regarding the process that the Council, in his opinion, should take this evening. Corporation Counsel Perillo stated

"At the request of Councilman Tucker and in light of my legal opinion, I have redrafted the proposed affirmative action ordinance dealing with minority business enterprises. The ordinance has been changed to permit a waiver by the Review Council when it deems compliance with the 25% impossible. In addition, I have also added a provision which would require that the ordinance and its effectiveness be reviewed at the end of five years.

In my opinion, these changes are substantial and substantive and would require that the ordinance as changed be re-advertised. As a result, in my opinion, the Municipal Council could not adopt this ordinance as ~~changed on second~~ reading at its meeting of September 20, 1978."

A motion to close the hearing on the ordinance, as amended, was made by Councilman Tucker, seconded by Councilman James.

Councilman James said it is clear by what Councilman Tucker indicated, that the business community, Chamber of Commerce and other persons are opposed to any ordinance which states that 25% of the contractors should be minority contractors. He concurs this is a questionable position on their part. In the City of Newark where they have millions of dollars spent on construction, 40% unemployment between 18 to 30, it would only stand to reason that the Council serving this City should be very much for increased minority participation in order to increase the number of individuals who would have job opportunities. Councilman James believed one of the objections stated by Mr. David Rinsky, President of the Chamber of Commerce, that if the Council was to approve this ordinance, they would not be able to find enough minority contractors to fill the 25% quota and this would place a hardship on the contractors, and if this was tied into the fact that the individual contractor would lose tax abatement, then they would have a further fiscal loss. He would like to question this.

Councilman James declared if there are not enough minorities in the City of Newark, let the contractors go out and find some. He would refer the Chamber of Commerce to the history books, to go out and find them because there are many who are available and want to work.

Councilman Carrino asked what would happen when they do not get Newark minority contractors to bid for a job and they are locked in this 25% quota. Can they go outside of the City or state to get a minority contractor and have a Newark based contractor who has Newark minorities working for him not be able to get that contract? Councilman Carrino said he goes along with this Affirmative Action Plan but what good is getting a minority contractor from New York or Pennsylvania come into Newark to do a job if a Newark minority contractor who has Newark residents working for him cannot get the job?

Councilman Tucker replied this is just one ordinance that should be approved, but it does not cover all eventualities. Mr. Bell of the Newark Board of Education came forth with a recommendation that 40% of the employees should be Newark residents. The question of minority contractors will not be resolved this evening. They can institute a process that will inevitably get to that. The Affirmative Action Review Council has recently completed a voluminous document. That is the one Business Administrator Buck submitted to the Council yesterday. The City Clerk was directed to go into that document and redraft those concerns and put them into ordinances to be introduced at the next Council meeting. This 25% only deals with a goal. It gives flexibility for the developer, by the option if he cannot find sufficient minority contractors, to petition the Affirmative Action Review Council and prove he cannot find sufficient minority contractors and subsequently be granted a waiver.

Councilman Grant said there is no doubt in his mind that the day for such legislation in the City of Newark relative to minority contractors is long overdue. The question was raised why it is even necessary to pass legislation dealing with minority contractors. One of the reasons is because basically the American system that we live under is not given to basic human rights and as a result there is an absence of human rights. They have to resort to legislation for civil rights. By virtue of human rights, they should do it because it is the right thing to do, but the system under which we live compels us to pass laws which make people do what they should have done right along. Councilman Grant said he will be in favor of legislation so that the minority contractors can get their piece, not only of the pie, but have the pie and divide it amongst themselves.

Councilman Bottone felt this is a controversial issue. It is a sad situation when they have to pass a law to provide for quotas of people to go to work, especially when Newark has such a high unemployment rate. At the same time, he hopes that passing such a law does not hinder some of the construction that would come into the City of Newark and lose some of the jobs which they already have. Councilman Bottone felt they should put more study and more thought into what they are doing. He would vote against the original ordinance, which is on the Calendar, but he thinks he will vote on the amendment. The amendment was signed by the Corporation Counsel of the City of Newark. The Business Administrator appeared before the Municipal Council and indicated the initial document was to be withdrawn and that a new document was submitted. If the new document has the amendments and represents second thoughts of the Administration, he would coincide with this. Councilman Bottone queried if the Corporation Counsel signs off if this is a legal document if the Council votes on it or if it still has to be signed by the Corporation Counsel, Business Administrator and Mayor of the City of Newark.

President Harris noted the Corporation Counsel did not sign the original ordinance which he indicated was unconstitutional. Councilman Tucker would introduce amendments extracted from the ordinance rejected by Administration.

Councilman Bottone asked Assistant Corporation Counsel Schwartz if the amendment approved by the Corporation Counsel is the thought or idea that the Administration had in mind when they wanted to amend the original ordinance.

Assistant Corporation Counsel Schwartz replied he did not know the answer to this question. He indicated the amendments presented here are consistent with Mr. Perillo's ideas regarding his interpretation of various laws and cases. As to whether Administration sanctioned it, he does not know.

Councilman Bottone again asked if the Corporation Counsel has the authority not to sign this document and the governing body vote on it and put into law, or if it must be signed by the Corporation Counsel, Business Administrator and Mayor of the City of Newark.

President Harris noted the present document being introduced by Councilman Tucker was signed by the Business Administrator. The Business Administrator ruled the original document was unconstitutional. The amendments must be advertised, a public hearing held on the amendments and considered for further action on October 4, 1978.

Councilman Bottone contended he is trying to make sure that what the Council is doing is within the scope and purview of the law. He believes they should get all

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they possibly can for the citizens of Newark and does not believe they should have laws to make sure the citizens of Newark get what they are supposed to get. Councilman Bottone maintained he is for minority contractors, not quotas, he is for above the quotas stipulated, but at the same time he wants to make sure he is voting on legal grounds.

Councilman James asked Assistant Corporation Counsel Schwartz if Ordinance 6-Ph, S & F-g, which the Council adopted on first reading and was advertised without the Corporation Counsel's signature and amendment being introduced, would become a legal document if the Corporation Counsel signed the ordinance after discussions and deliberations on it.

Assistant Corporation Counsel Schwartz replied it is his understanding that any action taken by the Council tonight on the ordinance presently on the Calendar would be without any legal force without the Corporation Counsel's signature on it. The ordinance in amended form, with the Corporation Counsel's signature, would be advertised.

Councilman Johnson stated once he was sworn in office, he called all present sponsors of developments in the Central Ward to make them aware that they would now have to start taking a more positive stand toward dealing with minority contractors. He also notified all sponsors of projects yet to break ground that they will have to start using minority contractors from Newark in their projects. Minority contractors can count on his support at any time.

Councilman James remarked Councilman Bottone alluded to the fact which has been shared by the Chamber of Commerce that the passage of this ordinance would frighten contractors coming to the City of Newark. He declared contractors coming into the City of Newark do not come to Newark because they love our City, they come to make a profit.

The motion to close the hearing on the ordinance, as advertised, was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

A motion to amend the ordinance by changing Section 1 (c) and Section 3 to read as follows:

- (c) The restriction contained in paragraph (b) of this section will not apply to any contract for which the Review Council makes a determination that the 25% set aside cannot be filled by minority contracting enterprises located within a reasonable trade area, determined in relation to the nature of the services

intended to be procured. Furthermore, in the event there are not a sufficient number of qualified minority contractors in the relevant market area, the contractor may apply to the Review Council for a waiver. The waiver must list the efforts the contractor has exerted to locate and enlist minority contractors, and the specific minority contractors which were contacted and the reason each minority contracting enterprise was not used.

Section 3. After the expiration of five years from the passage of this ordinance, the Review Council shall review the Affirmative Action Program and make a determination as to whether remedial relief in employment and minority business enterprise participation is still necessary. If the Review Council determines that the above affirmative relief is still needed, then a resolution must be enacted setting forth the guidelines of such relief. If the Review Council finds that there is no necessity for continued affirmative action, then the Affirmative Action Program shall cease.

was made by Councilman Tucker, seconded by Councilman James.

Councilman Tucker raised legal concern on the amendment and concern raised by representatives of the business community. The amendment states, if in effect a major development is going to take place in the City of Newark, they will reach out and attempt to reach the goal of 25%. Tax abatement is recommended by Administration and conferred by the Municipal Council based on that public interest. The Council, based on State statute, waives certain aspects of full taxation to insure that the compelling public interest is met. It may be a Senior Citizens housing project, Limited Dividend Corporation, rehabilitation of housing, Public Service Building, Star Ledger Building, or any development in the City of Newark that has a compelling public interest. The Council makes a decision that it is in the best interest of the City of Newark. If there is a compelling public interest and if they are going to forestall taxes, he does not believe it is unfair for them to say they should hire Newark residents, or to hire minority contractors. The amendment not only is fair but if they cannot find minority contractors, they can come to the Affirmative Action Review Council and say they cannot find minority contractors, but they will have to prove they cannot find minority contractors. Also, within five years, if there is no need for this, the ordinance becomes self destructive. The amendment addresses the problem of minority contractors and also has the protective mechanism to insure that it does not prevent development in the City of Newark.

Councilman Tucker stressed his concern for minority contractors. He cannot see any reason whatsoever how this amendment can hurt anyone, but he thinks if there is an underlying current from the business community that they do not want to even put forth a good faith effort, then he does not believe their concern should be taken seriously. It is his hope that they do want to put forth a good faith effort and if so they can embrace the amended ordinance. If the Chamber of Commerce says they do not want to be involved in any kind of construction, then he is not going to vote for any tax abatement for the Chamber of Commerce.

The motion to amend the ordinance, Section 1 (c) and Section 3 was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

The City Clerk: The amendment will be advertised in accordance with law and a public hearing will be held on the amendment to the ordinance and the ordinance, as amended, will be considered for further action on October 4, 1978.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO REPEAL AN ORDINANCE ENTITLED "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)" 6-S & F-e, ADOPTED JULY 12, 1978. (TO REPEAL SALARY ORDINANCE FOR DEPARTMENT OF ADMINISTRATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,
NEW JERSEY:

Section 1. That an "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 as amended (To adjust salaries)," 6-S & F-e, adopted July 12, 1978, is hereby repealed.

Section 2. That any existing ordinance or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on

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second reading and final passage was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO INDICATE THE NUMBER OF PERSONS WHO MAY HOLD THE POSITIONS OF ADMINISTRATIVE SECRETARY TO COUNCILMAN AND COMMUNITY SERVICE WORKER)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6S&Pf) adopted May 4, 1977, as amended and supplemented, be amended to indicate the number of persons who may hold the positions of administrative secretary to councilman and community service worker:

<u>POSITIONS</u>		<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Administrative Secretary	1977	\$14,848	\$14,848
to Councilman	1978	15,590	15,590
999468	(9)		
Community Service Worker		14,547	14,547
540190	(9)		

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, commended the Municipal Council for making people aware that there are nine Administrative Secretaries to Councilmen and nine Community Service Workers. He is gratified to see the Council is voting on this ordinance tonight because if they did not vote on this ordinance tonight, by next Tuesday would be a little late. Next Tuesday these positions will be appearing before the Appellate Division on an appeal which he has made. Dr. Donato complained about the extravagant cost this Council is introducing into their offices. In total the Council has 45 Assistants aiding the nine Councilmen totaling over \$700,000. This is greater than the amount given to the City Clerk whose office supplies all the secretarial and statistical information needed to run the City. Dr. Donato urged the Council to reconsider how many employees the Councilmen really need.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF GARSIDE STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM SIXTH AVENUE - EAST TO SEVENTH AVENUE - EAST.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

Section 1. That all that part of Garside Street as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from Sixth Avenue-East to Seventh Avenue-east, shall be vacated as a street or public highway reserving, however, to the City of Newark, the Public Service Electric and Gas Company, the New Jersey Bell Telephone Company and any other public utility company having facilities therein, with respect to the 60 foot width and length of the above described Garside Street to be vacated, the right to enter upon a 25 foot strip of land extending in width from a point 13 feet East of the westerly line of Garside Street to be vacated for the purpose of laying, relaying, water, or gas mains, electric or telephone conduits and any other public

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utility company's facilities, their manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the above described 25 foot strip which will interfere with laying, relaying, rebuilding, reconstructing or maintaining of existing or additional sewer, water or gas mains, electric or telephone conduits, and any other public utility company's facilities, their manholes, gates and appurtenances is prohibited and contrary to this Ordinance.

All is shown on a map prepared under the direction of this Council, known and designated as Map No. 1727-V, dated July 7, 1978, which map is hereto attached and made a part hereof.

Section 2. A copy of the aforesaid Map No. 1727-V, dated July 7, 1978, is on file in the Office of the Director, Department of Engineering.

Section 3. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1 (b), N.J.S.A. 40:55-21.11 and N.J.S.A. 40:55c-72.

Section 4. That the retention of easements within the above vacated streets will not interfere with the consummation of the Redevelopment Plan for the area.

Section 5. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage.

AN ORDINANCE TO AMEND VARIOUS SECTIONS OF TITLE 24, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST FLAT RATES FOR TAXICABS)

24:1-60 LIMITED DESTINATIONS WITHIN THE CITY OF NEWARK.

- (a) Group riding for the purpose of this Section is the transporting of 2 or more passengers, not in the same group, whose trips have a common point of origin and destinations limited to certain areas in downtown Newark, as follows:

Schedule of limited taxicab group fares to Downtown Newark (Penn Station, Erie-Lackawanna Station, or on Broad Street from Market Street to Central Avenue or on Market Street from Raymond Plaza to Washington Street shall be, individually, as follows:

4 passengers	\$2.50 per person
3 passengers	3.00 per person
2 passengers	4.00 per person
1 passenger	6.00

President Harris called for those desiring to be heard on the amendment to the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a.

MR. FRANK DELLI SANTI, 90 CLIFFORD STREET, NEWARK, NEW JERSEY, complained about trucks parked in front of three houses which he owns on Clifford Street.

Councilman Martinez said he is aware of this problem, not only on Clifford Street but in other areas in the City of Newark. There is an existing ordinance regarding illegal parking of trucks and the Council discussed their concerns with Police Director Williams and Police Chief Zizza. The Police Department does have the responsibility to issue summons for illegal parking.

Councilman Grant remarked Mr. Delli Santi is requesting no trucks be parked on Clifford Street but he should reciprocate and not park his trucks in front of other people's property.

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/ 6-HC-b.

MS. MARTHA STOKES, 60 BOYD STREET, NEWARK, NEW JERSEY,

and

/ 6-HC-c.

MS. MINNIE HEDGEPATH, 322 HUNTERDON STREET, NEWARK, NEW JERSEY, stated they

were concerned about the Springfield Branch Library being moved because they thought it was designated a historical site. The matter was resolved and the library is not going to be moved. The speakers complained about R rated movies being shown downtown and children 8 - 15 years old are being admitted without attendants. Some of the parents would like the Council to speak to the movie owners.

Councilman Johnson said he was pleased to attend their organization meeting and commended them on their service to the community. He related the Springfield Branch Library has been designated a historical site, the library will be extended and the area around the library will stay intact. Councilman Johnson indicated he will quickly follow through on the R rated movies.

Councilwoman Villani said she enjoyed meeting with this group. She was appalled that children 8 - 15 years old buy tickets at the Adams Theatre.

/ 6-HC-d.

DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, spoke in opposition

to the Councilmen's \$5,000. expense account in lieu of expenses. They have petitioned to place these "lulus" on the referendum because it is exorbitant money.

/ 6-HC-e.

MS. JUDITH BATEMAN, PRESIDENT, ZION TOWERS TENANTS ASSOCIATION, 515 ELIZABETH

AVENUE, NEWARK, NEW JERSEY, complained the building lacks fire equipment, has "deplorable" elevator service, and tenants are plagued by rat and roach infestation, faulty plumbing, leaks when it rains, faulty ventilation and heating systems and a host of other problems. She alleged the management has failed to take corrective action. A petition has been signed by 160 residents asking for the removal of Mr. Raymond P. Marzulli, managing agent.

Ms. Bateman presented a list of 18 incidents which occurred in 1978, including armed robberies, assault and battery on helpless senior citizens, serious disruption of living conditions at this site and alleged delay on the part of the Police Department with respect to calls made for assistance.

Councilman James requested the City Clerk forward a copy of complaints registered by Ms. Bateman to Police Director Williams and request his comments with respect to these complaints; and also forward correspondence to Health and Welfare Director Morgan in reference to housing code violations, enclosing copies of photographs indicating unsanitary conditions at this site (copies to Mayor Kenneth A. Gibson, Business

Administrator Milton A. Buck and Rent Control Administrator Geraldine Smith) and requesting information from Health and Welfare Director Morgan as to when last inspection of these premises were made and what the results were of said inspection.

6-HC-f.

MS. FREDERICA BEYAH, PRESIDENT, CARMEL TOWERS TENANTS ASSOCIATION, 440 ELIZABETH AVENUE, NEWARK, NEW JERSEY, complained of health and safety violations, deplorable elevator service and lack of fire equipment at 440 Elizabeth Avenue and alleged failure on the part of management to take corrective action. She urged the Municipal Council to help them remove the managing agent. Ms. Beyah said in addition to services that have decreased, they found several discrepancies in the budget.

(Copy of the 60 page report was submitted to each Member of the Council)

Councilman Martinez said he is familiar with Ms. Beyah's request. The community met on several occasions on this matter and he forwarded the request to HUD to investigate the matter, and up to this date they have not received a response from HUD or any other agencies. After meeting with the management and the tenants, it seemed most of the violations were abated, and then they returned again. Councilman Martinez felt the complaints are valid and legitimate, particularly the complaint of lack of fire equipment. Mr. McGinley received a copy of the code violations, but no response has been received as to whether the violations have been abated.

Councilman Martinez requested a copy of Ms. Beyah's remarks be forwarded to Business Administrator Buck, Corporation Counsel Perillo, Fire Director Caufield, Health and Welfare Director Morgan, Acting Tax Collector Joseph, Bureau of Code Enforcement Management Specialist McGinley, Superintendent of Buildings Anthony De Castro and Area Manager Walter Johnson, U. S. Department of HUD, Gateway #1, Newark, and request they submit comments to the Municipal Council with respect to those portions of Ms. Beyah's remarks pertaining to their agency.

Councilman Tucker related the tenants must prove that the sponsor and managing agent are negligent in their responsibility and that it warrants their consideration for removal of sponsorship and firing of the managing agent. In the past even though violations have been reported and the managing agent has taken a long time to respond to those violations, the State has held that if it is an unreasonable period of time, they should slap the hand of the managing agent; but if it is a reasonable amount of time then they should basically support it. Councilman Tucker felt the only way the Municipal Council can deal with it is to sit down and write letters to the State. Each question, regarding rents or whether Mr. Marzulli is an effective manager, has to be briefed separately and submitted directly to the State. However, he does not believe that letters are going to

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change it. Councilman Tucker felt what really needs to be done is to try to solicit the support of some of the representatives in the City Administration to do an in-depth analysis of the matter.

Ms. Beyah agreed with Councilman Tucker. She said a package of the 60 page report was also sent to United States Department of Housing and Urban Development Secretary Patricia Harris in Washington. Ms. Beyah referred to the report on the inspection of the elevators. She was in Councilman Martinez' office and they went over the report which stated that all of the violations have been abated. Nothing has happened. Ms. Beyah declared they are screaming about an investigation and they are not going to stop because they believe the New Jersey Housing and Finance Agency is aligned with the management and they are upholding the terrible conditions that these people live under; and they are not going to stop, even if it means keeping the rent in escrow until something happens.

Councilwoman Villani was appalled at the incident Ms. Beyah related about the woman giving birth under such terrible conditions. She referred to the Rent Control Ordinance under "Communications" on this Calendar. Councilwoman Villani related she has chaired many meetings between the tenants and landlords of the City, many long hours have gone into this matter and one of the stipulations in the ordinance is that if an elevator is unattended or not working for any period of time and there is no effort to repair it, then every tenant can apply for a 10% reduction in rent. She asserted there are many slum landlords that have to be shaken up, and this is what this proposed ordinance is supposed to do.

President Harris directed the City Clerk to also send a copy of the transcript of Ms. Beyah's remarks to Ms. Patricia Harris, Secretary, United States Department of Housing and Urban Development and Mr. William L. Johnson, Executive Director, New Jersey Housing Finance Agency and requesting that they submit their comments with respect to those portions of Ms. Beyah's remarks pertaining to their agency.

6-HC-g.

MR. BARNEY RICHARDSON, 440 ELIZABETH AVENUE, NEWARK, NEW JERSEY, presented a copy of the budget submitted by Mr. Marzulli to Trenton as to the raises, rental increase, salary raises of employment for years 1977, 1978 and 1979. He cited many discrepancies in the financial records of 440 Elizabeth Avenue Corporation (Carmel Towers).

President Harris asked Assistant Corporation Counsel Schwartz what legal avenues can be pursued to remove Mr. Marzulli as Managing Agent.

Assistant Corporation Counsel Schwartz replied the legal remedies, as he understands it, would be of a private nature basically for the organization to go to court,

petition the court for legal removal of Mr. Marzulli as the overtaker of that particular piece of property. That, as he understands the law, would be the sole and most direct legal recourse.

President Harris asked if they would legally have a day in court to pursue the removal of Mr. Marzulli.

Assistant Corporation Counsel Schwartz replied his understanding of it is the tax abatement, in itself, would not give the City standing to be a direct party in that particular legal action. That would have to be brought directly on behalf of the individual tenants and/or the organization. He does not believe, as he understands the particular law, that particular abatement per se would give the City any particular standing and he does not think the City would be a grieved party in the legal sense of the word. Assistant Corporation Counsel Schwartz felt it would be up to the individual tenant organization to pursue that through the Federal Courts against HUD.

President Harris asked if the City could join with the tenants in a class action.

Assistant Corporation Counsel Schwartz replied there is only that possibility.

President Harris directed the City Clerk to request Corporation Counsel Perillo to pursue every available means to help alleviate the poor living conditions at 440 Elizabeth Avenue (Carmel Towers) and at 551 Elizabeth Avenue (Zion Towers).

Councilman Tucker stated they are dealing with two points. The tenants are making an allegation that Mr. Marzulli is forging his financial reports to the State of New Jersey. This is tax abated property, based on a percentage of gross shelter rents. If the allegation is substantiated, that he is forging his financial reports, then that directly affects the City, which means the City has a vested interest. Councilman Tucker asked Assistant Corporation Counsel Schwartz if his interpretation was correct.

Assistant Corporation Counsel Schwartz suggested if there are any records of any misappropriation of funds, that the information and reports be turned over to the State Attorney General for prosecution.

Councilman Tucker reiterated his concern is if the City tax abatement agreement is based on the net rents deducted from the operational cost, then the City has a vested interest in insuring that the City gets its tax abatement funds. He recommended the Council direct the City Clerk to request Acting Tax Collector Kenneth Joseph to immediately initiate an audit of the financial records of the 440 Elizabeth Avenue Corporation (Carmel Towers) which received tax abatement on August 7, 1978 (Resolution 7-R-cn). The Council is particularly interested in verification of certain building operating

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expenses paid by the managing agent.

Councilman Grant felt if the report that Mr. Barney Richardson has given is accurate, then the manager has committed fraud. If the number of dollars he is presenting were not actually spent for those items, and the building is federally subsidized, then he has perpetrated fraud against the Federal Government and should be brought to the attention of the U. S. Attorney's Office to pursue.

The City Clerk pointed out the tax abatement agreement provides for the sponsor to submit periodic audit reports as a basis for in lieu payment which he gives the City. The City has a right to audit his reports.

A motion to permit Mr. Tal Mercer to address the Municipal Council at this time was made by Councilman Grant, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-h.

MR. TAL MERCER, 440 ELIZABETH AVENUE, NEWARK, NEW JERSEY, stated the fire violations at 440 Elizabeth Avenue have not been abated. There are no fire hoses, no fire extinguishers or fire equipment and the elevators are not in working order.

6-HC-i.

MR. NUNZIO PETITE, 121 PACIFIC STREET, NEWARK, NEW JERSEY, spoke in opposition to alleged granting of a variance to L and R Heat Treating Company in Newark. The residents in the area complain about the noise of the machines and smell of ammonia.

Councilman Martinez said he will check this matter.

6-HC-j.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, stated there are many tax abated units being constructed in the City of Newark and at the same time the City is losing much housing. Even though construction is tax abated, it has not generated taxable construction. Mr. Murnick suggested expanding tax abatement policy so that homeowners and apartment dwellers can benefit by it, setting up a Task Force to study tax abatements in the City of Newark and establishing block associations to rehabilitate blocks.

Councilman Tucker related they have talked about tax abatement at public hearing and moved tax abatement in Newark. Four months ago he started gathering all tax abatements granted in Newark and current tax abatements. Councilman Tucker recommended the Council discuss tax abatement policy at a special conference and have the Auditors present an up-to-date report.

The City Clerk was directed to invite Business Administrator Buck, Corporation

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Counsel Perillo, Tax Assessor Frisina and Acting Tax Collector Joseph to meet with the Municipal Council at their special conference September 26, 1978 to discuss Administration policy in supplying data in connection with tax abatement agreements.

Councilman Martinez requested the City Clerk to invite Business Administrator Buck, Housing Development and Rehabilitation Corporation Executive Director Massaro, Newark Housing Authority Executive Director Hill, Newark Housing Authority Tenants Selection Head Barone, Mayor's Policy and Development Office Executive Director Allen and The Aspen Group, Inc. President Gallanter to meet with the Municipal Council at their special conference September 26, 1978 to discuss tenant relocation with respect to Julio Salgado Apartments.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING MAYOR ON BEHALF OF CITY OF NEWARK TO EXECUTE AMENDATORY AGREEMENT TO EXISTING TAX ABATEMENT AGREEMENT WITH PUEBLO CITY HOUSING COMPANY 1-A (RESOLUTION 7-R-k, JANUARY 5, 1977) BY CORRECTING SCHEDULE A TO THE AFORESAID AMENDATORY AGREEMENT SHALL NOW EMBRACE ALL PROPERTIES INCLUDED IN RESOLUTION 7-R-k, JANUARY 5, 1977 AND IN THE ORIGINAL AGREEMENT; FURTHER UPON THE ANNUAL SERVICE CHARGE FOR THIS PROJECT BECOMING EFFECTIVE THE ACTING TAX COLLECTOR SHALL CANCEL ALL TAXES ON THE PROPERTIES LISTED ON SCHEDULE A OF THE AMENDATORY AGREEMENT WHICH IN THE AGGREGATE EXCEED \$20,581. FOR THE YEAR 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Tax Assessor Frisina, Assistant Corporation Counsel Leo Schwarz and The Aspen Group, Inc. President Gallanter met with the Council September 19, 1978)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b. RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTIES AT 825-829 SOUTH 10TH STREET, BLOCK 3006, LOT 20 AND 860-868 SOUTH 11TH STREET, BLOCK 3006, LOT 32, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIC CONDITIONS. (ASPEN-TEMPLE APARTMENTS CO.)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Tax Assessor Frisina, Assistant Corporation Counsel Leo Schwarz and The Aspen Group, Inc. President Gallanter met with the Council September 19, 1978)

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL VARIOUS TANGIBLE PERSONAL PROPERTY, IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, ON SATURDAY, SEPTEMBER 30, 1978; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36; FURTHER ALL FUNDS RECEIVED FROM SAID AUCTION SALE SHALL BE DEPOSITED IN GENERAL FUND ACCOUNT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, INTERGOVERNMENTAL PERSONNEL ACT PROGRAM, \$20,000.; ITEM AVAILABLE FROM UNITED STATES CIVIL SERVICE COMMISSION - IPA 1970.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AMENDED CONTRACT WITH LYONS FAMILY HEALTH CENTER, FOR PERIOD APRIL 16, 1978 TO APRIL 15, 1979, WHICH WILL REFLECT A REDUCTION IN NUMBER OF PATIENT VISITS TO 3,220 AND A REVISION IN CONTRACT'S BUDGET; TOTAL VISITS EXPECTED FOR CONTRACT 3,220, TOTAL CONTRACT EXPENDITURE \$83,160. WHICH AMOUNT HAS BEEN PREVIOUSLY CERTIFIED. (AMENDMENT TO CONTRACT IS NOT SUBJECT TO COMPETITIVE BIDDING REQUIREMENTS OF THE LOCAL PUBLIC CONTRACTS LAW OF THE STATE OF NEW JERSEY N.J.S.A. 40A:11-1 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION RATIFYING CONTRACT WITH JAMES R. COWAN, JR., M.D. FOR DELIVERY OF MEDICAL AND PSYCHIATRIC SERVICES AT MULTIPHASIC DRUG TREATMENT PROGRAM, METHADONE MAINTENANCE PROJECTS FROM JUNE 26, 1978 TO SEPTEMBER 20, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH JAMES R. COWAN, JR., M.C. FOR DELIVERY OF MEDICAL AND PSYCHIATRIC SERVICES AT THE MULTIPHASIC DRUG TREATMENT CENTER, METHADONE MAINTENANCE PROJECT, FROM SEPTEMBER 21, 1978 TO OCTOBER 27, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$5,048.64. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-g.

RESOLUTION RATIFYING CONTRACT WITH THE FRIENDS OF CLINTON HILL FOR BESSIE SMITH HEALTH CENTER FOR PERIOD APRIL 1, 1978 TO SEPTEMBER 20, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH THE FRIENDS OF CLINTON HILL FOR THE BESSIE SMITH HEALTH CENTER FOR PERIOD SEPTEMBER 21, 1978 TO SEPTEMBER 30, 1978, FOR THE NECESSARY CLINICAL SERVICES TO THE W.I.C. PROGRAM; THERE SHALL BE NO MONETARY COMPENSATION PAID BY THE CITY TO SAID CONTRACTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION RATIFYING CONTRACT WITH THE COLLEGE OF MEDICINE AND DENTISTRY FOR PERIOD APRIL 1, 1978 TO SEPTEMBER 20, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH THE COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR MATERNITY INFANT CARE, FOR PERIOD SEPTEMBER 21, 1978 TO SEPTEMBER 30, 1978, FOR NECESSARY CLINICAL SERVICES TO W.I.C. PROGRAM; NO MONETARY COMPENSATION SHALL BE PAID BY CITY TO SAID CONTRACTOR. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO MAKE APPLICATION TO THE NEW JERSEY DEPARTMENT OF HEALTH FOR TOTAL FUNDS OF \$215,201., IN ORDER TO IMPLEMENT HEALTH EDUCATION PROGRAM, PROMOTE AND PROVIDE IMMUNIZATION, PROVIDE HEALTH SUPERVISION FOR INFANTS AND PRE-SCHOOL CHILDREN, PUBLIC HEALTH OBSTETRICAL SERVICES, CONTROL ACUTE COMMUNICABLE DISEASES, HEALTH SERVICES FOR SCHOOL AGE CHILDREN, CONTROL OF TUBERCULOSIS AND VENEREAL DISEASE, CONTROL LEAD POISONING IN CHILDREN AND ANY OF THE 19 ACTIVITIES LISTED WITHIN CHRONIC ILLNESSES. (NO MATCH REQUIRED BY CITY OF NEWARK FOR THESE FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION ON BEHALF OF CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR FUNDS TO PARTICIPATE IN PROJECT ENTITLED "NON-HOSPITAL DETOX CENTER." (SLEPA-\$50,000., STATE BUY-IN-\$2,777., LOCAL CASH MATCH (PROVIDED BY HCDA IV FUNDS)-\$2,777., TOTAL-\$55,554. (NO EXPENDITURE OF PUBLIC FUNDS BY CITY REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF YOUTH ENRICHMENT PROJECT TO EXTEND CONTRACTUAL TERM AND TO REVISE BUDGET FOR PERIOD SEPTEMBER 1, 1978 TO SEPTEMBER 20, 1978; AND AUTHORIZING SUBMITTAL OF REQUEST TO EXTEND TERM FROM SEPTEMBER 21, 1978 TO SEPTEMBER 30, 1978 AND TO AMEND BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION REQUEST (RESOLUTION 7-R-w, MAY 17, 1978, CONTRACT WITH NORTH WARD EDUCATIONAL AND CULTURAL CENTER FOR OPERATING YOUTH ENRICHMENT PROJECT 4TH YEAR); FUNDS SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH CONSTITUTES UNEXPENDED BALANCE.

September 20, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO A CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR FUNDS TO IMPLEMENT "INDEPENDENCE HIGH SCHOOL PROJECT" (RESOLUTION 7-R-br, JUNE 26, 1978). (SLEPA-\$65,000., LOCAL CASH (5% TO BE PROVIDED BY INDEPENDENCE HIGH SCHOOL, INC.)-\$7,222.) (NO EXPENDITURE OF CITY OF NEWARK FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND COLLEGE OF MEDICINE AND DENTISTRY, FOR MARTLAND HOSPITAL, FOR PERIOD APRIL 1, 1978 TO SEPTEMBER 20, 1978, FOR NECESSARY CLINICAL SERVICES TO W.I.C. PROGRAM; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, FOR MARTLAND HOSPITAL, FOR PERIOD SEPTEMBER 21, 1978 TO SEPTEMBER 30, 1978, FOR NECESSARY CLINICAL SERVICES TO W.I.C. PROGRAM; MAXIMUM AMOUNT TO BE PAID BY CITY UNDER SAID CONTRACT IS \$726. FOR PERIOD APRIL 1, 1978 TO SEPTEMBER 30, 1978. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-n.

RESOLUTION AMENDING RESOLUTION 7-R-e, SEPTEMBER 29, 1977, CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY, FOR MARTLAND HOSPITAL FOR PERIOD OCTOBER 1, 1977 TO MARCH 31, 1978, FOR NECESSARY CLINICAL SERVICES TO W.I.C. PROGRAM, BY DECREASING AMOUNT OF CONTRACT FROM \$4,053. TO \$1,168. AND DELETING PARAGRAPH 2 OF SAID RESOLUTION IN ITS ENTIRETY. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2), WHICH EXEMPTS AGREEMENT WITH AN AGENCY OF THE STATE OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AMENDING RESOLUTION 7-R-B, SEPTEMBER 29, 1977 CONTRACT WITH NORTH JERSEY COMMUNITY UNION HEALTH CENTER, FOR PERIOD OCTOBER 1, 1977 TO MARCH 31, 1978, FOR NECESSARY CLINICAL SERVICES TO W.I.C. PROGRAM, BY DECREASING AMOUNT OF CONTRACT FROM \$2,000. TO \$501. AND DELETING PARAGRAPH 2 OF SAID RESOLUTION IN ITS ENTIRETY. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., BECAUSE AMOUNT PAYABLE THEREUNDER IS LESS THAN THE MINIMUM REQUIREMENT SET FORTH IN THE LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION RATIFYING CONTRACT WITH NORTH JERSEY COMMUNITY UNION HEALTH CENTER, FOR PERIOD APRIL 1, 1978 TO SEPTEMBER 20, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NORTH JERSEY COMMUNITY UNION HEALTH CENTER FOR PERIOD SEPTEMBER 21, 1978 TO SEPTEMBER 30, 1978, FOR NECESSARY CLINICAL SERVICES TO W.I.C. PROGRAM, IN AMOUNT OF \$283. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ., BECAUSE AMOUNT PAYABLE THEREUNDER IS LESS THAN THE MINIMUM REQUIREMENT SET FORTH IN THE LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE GRANT-IN-AID CONTRACT TO ACCEPT FUNDS FROM ACTION, REGION II, FOR THE RETIRED SENIOR VOLUNTEER PROGRAM, FOR PERIOD SEPTEMBER 30, 1978 TO SEPTEMBER 29, 1979; IN SUM OF \$76,277., TOTAL OPERATING BUDGET FOR SAID PROGRAM FOR SAID PERIOD IS \$121,042.; ACTION-\$76,277., CITY OF NEWARK - IN-KIND (PERSONNEL, SPACE CONSUMABLE SUPPLIES)-\$44,765.; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND ONLY PROVIDES FOR IN-KIND SERVICES TO SUPPORT THIS PROJECT'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION RATIFYING CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR PERIOD JANUARY 1, 1978 TO SEPTEMBER 20, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH COLLEGE OF MEDICINE AND DENTISTRY OF NEW JERSEY FOR PROVISION OF NECESSARY PATIENT CARE AND MEDICAL TREATMENT FOR CHILDREN TESTED, UNDER THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM FOR PERIOD SEPTEMBER 21, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE PAID UNDER AFORESAID CONTRACT IS \$22,256. (GRANT ACCEPTANCE FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, RESOLUTION 7-R-v, JUNE 7, 1978 IN AMOUNT OF \$499,748.) (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2) BECAUSE SERVICES ARE TO BE PROVIDED BY AN AGENCY OF THE STATE OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION RATIFYING SUBMITTAL OF AN EXTENSION AND BUDGET REVISION REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD MARCH 1, 1978 TO SEPTEMBER 20, 1978; FURTHER APPROVING SUBMITTAL OF AN EXTENSION AND BUDGET REVISION REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD SEPTEMBER 21, 1978 TO FEBRUARY 28, 1979 FOR THE TACTICAL ANTI-CRIME TEAM PROJECT; FUNDS NECESSARY TO IMPLEMENT PROPOSED BUDGET REVISION REQUEST AND EXTENSION OF THE CONTRACTUAL

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TERM FOR SAID PERIOD SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH CONSTITUTE AN UNEXPENDED BALANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Police Director Williams and Police Chief Zizza met with the Council September 19, 1978)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE FOR A PERIOD OF 180 DAYS FROM THE DATE OF ADOPTION OF THIS RESOLUTION, PURSUANT TO N.J.S.A. 40A:5-7.1, TO INVEST IDLE FUNDS; FURTHER THE DIRECTOR OF FINANCE SHALL REPORT FORTHWITH SUCH INVESTMENTS WHEN MADE, TO THE MUNICIPAL COUNCIL; PURSUANT TO N.J.S.A. 40:5-7.2.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO ENTER INTO PARTIAL PAYMENT AGREEMENTS WITH PROPERTY OWNERS, INDICATED ON ANNEXED LIST FOR THE INDICATED AMOUNTS, CONDITION UPON PROMPT PAYMENT OF ALL INSTALLMENT PAYMENTS ON DUE DATES; PURSUANT TO N.J.S.A. 54:5-65.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Tax Collector Joseph met with the Council September 19, 1978)

A motion to adopt the resolution and directing the City Clerk to request Acting Tax Collector Joseph to supply information to the Council with respect to a partial payment agreement with Engelhard Industries, Inc., was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION RATIFYING SUBMITTAL OF REQUEST BY CITY OF NEWARK TO NEW JERSEY STATE

LAW ENFORCEMENT PLANNING AGENCY ON BEHALF OF INDEPENDENCE HIGH SCHOOL PROJECT TO AMEND THE BUDGET ACCORDING TO TERMS OF ATTACHED BUDGET REVISION; FUNDS NECESSARY TO IMPLEMENT PROPOSED BUDGET REVISION SHALL BE DERIVED FROM SURPLUS FUNDS ALREADY GRANTED BY STATE LAW ENFORCEMENT PLANNING AGENCY AND WHICH CONSTITUTE AN UNEXPENDED BALANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK WATERSHED CONSERVATION AND

DEVELOPMENT CORPORATION TO ACT AS AGENT OF CITY OF NEWARK TO EXECUTE A CONTRACT WITH MAIER LUMBER COMPANY, INC., HIGHEST RESPONSIBLE BIDDER, FOR SELECTIVE TIMBER CUTTING, OF APPROXIMATELY 197,000 BOARD FEET OF TIMBER FOR \$19,107. AS PROVIDED FOR IN BIDS AND SPECIFICATIONS; SAID FUNDS SHALL BE COLLECTED BY NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION; PURSUANT TO RESOLUTION 7-R-h, MARCH 20, 1974, AS AMENDED BY RESOLUTION 7-R-k, JULY 16, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AMENDING RESOLUTION 7-R-z, JUNE 26, 1978, CONTRACT WITH JAMES C.

BYRNE, D.P.M. FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, BY INCREASING AMOUNT OF CONTRACT FROM \$9,673.56 TO \$9,756.24 FOR PERIOD APRIL 8, 1978 TO OCTOBER 30, 1978. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A

"PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-y.

RESOLUTION AMENDING RESOLUTION 7-R-cj, JUNE 26, 1978, CONTRACT WITH ANNA SEEBODE, M. D., FOR DELIVERY OF MEDICAL SERVICES AT DAYTON COMMUNITY HEALTH CENTER, BY CHANGING AMOUNT OF CONTRACT FROM \$12,236.64 TO \$3,803.28 AND CHANGING PERIOD OF CONTRACT FROM APRIL 8, 1978 TO OCTOBER 17, 1978 TO APRIL 8, 1978 TO JUNE 26, 1978. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDER #1 - ADJUSTMENT OF OIL FILLER CAPS WITH GALLO-CONRO, JOINT VENTURE; IN AMOUNT NOT TO EXCEED \$6,800. (RESOLUTION 7-R-Sa, MARCH 25, 1977, CONSTRUCTION OF CURBS, SIDEWALKS AND RESURFACING OF VARIOUS CITY STREETS); FUNDS PROVIDED FOR BY GRANT FROM UNITED STATES DEPARTMENT OF COMMERCE, EDA UNDER LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT OF 1976 (P.L.94-369).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-ba.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO CONTRACT WITH MR. TROY WEST, ARCHITECT, C/O THE FERRY STREET FOUNDATION, INC., 332 FERRY STREET, NEWARK, FOR PROFESSIONAL SERVICES FOR A REDEVELOPMENT DESIGN STUDY OF THE SPRINGFIELD AVENUE COMMERCIAL STRIP; CONTRACT PERIOD SHALL BE FROM SEPTEMBER 20, 1978 THROUGH MARCH 31, 1979; MAXIMUM AMOUNT OF CONTRACT IS \$2,400. AND HAS BEEN BUDGETED IN COMMUNITY DEVELOPMENT BLOCK GRANTS ALLOCATIONS 1976-1977 FISCAL YEAR. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE CONTRACT" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

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Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO NEWARK CONSTRUCTION COMPANY, INCORPORATED, IN AMOUNT OF \$44,880. IN ACCORDANCE WITH THE TABULATION OF WORK ITEMS ATTACHED HERETO; FOR EMERGENCY REPAIR TO PAVEMENT AND SEWER ON MARKET STREET BETWEEN McCARTER HIGHWAY AND ALLING STREET DUE TO FAILURE OF A WATER MAIN AT THE COLLAPSE OF A MAJOR SEWER; PURSUANT TO N.J.S.A. 40A:11-6 THE DIRECTOR OF ENGINEERING SECURED SERVICES OF NEWARK CONSTRUCTION COMPANY, INCORPORATED, BASED UPON LOWEST RESPONSIBLE PROPOSAL SUBMITTED; FUNDS FROM ENGINEERING OPERATING BUDGET, OTHER EXPENSES, SPECIAL SERVICES.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council September 19, 1978)

A motion to adopt the resolution and directing the City Clerk to request Engineering Director Zach to advise what steps he plans to take with respect to concern expressed by the Council to him that appropriate and timely inspections were not being made to insure that additional damage to the same utility line does not reoccur for whatever reason, including work subsequently performed on other utility lines in the immediate vicinity, was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-bc.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH TOP ENTERPRISES, INC., 107 MALVERN STREET, NEWARK, BEING LOWEST RESPONSIBLE BIDDER, FOR PROVIDING "MANAGEMENT JANITORIAL, SECURITY SERVICES AND MECHANICAL MAINTENANCE OPERATIONS" FOR 605 BROAD STREET AND 786 BROAD STREET, IN AMOUNT NOT TO EXCEED \$50,000., FOR PERIOD OCTOBER 1, 1978 TO DECEMBER 31, 1978; FUNDS ENCUMBERED IN 1978 ADOPTED BUDGET OF DEPARTMENT OF PUBLIC WORKS. (SUNNYSIDE WINDOW CLEANING COMPANY, INC. 15 FREEMAN STREET, WEST ORANGE, NEW JERSEY, SUBMITTED LOWER BID BUT WAS REJECTED BECAUSE THE WORK EXPERIENCE OF THE COMPANY WAS FRAUDULENTLY MISREPRESENTED AND THEIR BID BOND WHICH WAS SUBMITTED WITH SAID BID WAS NOT IN PROPER FORM)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Public Property Division Manager Ramondini met with the Council September 19, 1978)

A motion to adopt the resolution was made by Councilman Bottone, seconded by

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Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH TOP ENTERPRISES, INC., 107 MALVERN STREET, NEWARK, BEING LOWEST RESPONSIBLE BIDDER, FOR PROVIDING "JANITORIAL AND CUSTODIAL SERVICES, MANUAL ELEVATOR SERVICES, MATERIALS AND SUPPLIES AND ELECTRICAL SECURITY SERVICES FOR 11 HILL STREET, IN AMOUNT NOT TO EXCEED \$15,000., FOR PERIOD OCTOBER 1, 1978 TO DECEMBER 31, 1978; FUNDS ENCUMBERED IN 1978 ADOPTED BUDGET OF DEPARTMENT OF PUBLIC WORKS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE AND ENTER INTO AGREEMENT WITH SOUTH SIDE AMBULANCE SQUAD TO EFFECT A VOLUNTARY CONTRIBUTION TO SAID SOUTH SIDE AMBULANCE SQUAD IN SUM OF \$4,500.; SOUTH SIDE AMBULANCE SQUAD RENDERS SERVICES THROUGHOUT THE SOUTH WARD SECTION OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Health and Welfare Director Morgan and representatives of Ambulance Squads in the City of Newark to discuss Volunteer Ambulance Squads throughout the City of Newark, was made by Councilman Grant, seconded by Councilman Carrino.

Upon question posed by Councilman James, Councilman Carrino replied it seems different submissions by the Ambulance Squads were interpreted differently by the people in the Department of Health and Welfare. Supposedly, submission by the South Side Ambulance Squad mentioned they service the entire City, whereas the other Ambulance Squads, such as the Ironbound, Vailsburg and North Ward Ambulance Squads, state in their charter that they can only service their particular ward. Therefore, the Department of Health and Welfare felt they were not entitled to the money allocated by the State, and they are asking that representatives of Ambulance Squads in the City of Newark meet to ascertain what the common ground is so that each of the Ambulance Squads can get a fair share of money. That money would not be taken away from the South Side Ambulance Squad. The City has discretion to give up to \$15,000. to each Ambulance Squad.

Councilman James noted the South Side Ambulance Squad has received \$5,000. in the past and they have asked for additional money which they did not receive. He did not feel they should delay this vital service while they debate whether the Department of Health and Welfare contracts are different between the South Side Ambulance Squad and the others. If the contracts are different and ascertained at this meeting, it becomes an easy recommendation for the Council to see to it that all of the contracts are fair, equitable and have the same type of restrictions. As he indicated, this Council has approved three previous contracts in the amount of \$5,000. The South Side Ambulance Squad is not at fault. Councilman James asked if this would not be a more equitable solution.

Councilman Carrino replied it would be, except for the fact that the Department of Health and Welfare responded to the Council that South Side Ambulance Squad has stated in their submission that they service the entire City.

Councilman James contended South Side Ambulance Squad services throughout the City of Newark. They have serviced football games at the Schools Stadium, and that is not in the South Ward. It is not their fault and services should not be delayed.

Councilman Carrino related when this matter was discussed at the pre-meeting conference yesterday, the Council felt if all the Ambulance Squads are represented at the special conference Tuesday, September 26, 1978, they could come in with the same proposal and all would be entitled to the same amount.

Councilman James commented there is no other contract before the Council at this time. His position would be the same for any Ambulance Squad in the City, to continue services and debate around the table. Councilman James recommended the Council adopt this resolution. He felt the Council would have a stronger position by continuing the South Side Ambulance Squad by approving the contract and then talk about the fact that they believe others have not been given the same amount.

Councilman Martinez felt if Councilman James was at the pre-meeting conference yesterday, he would understand what the Council is saying. \$4,500. has nothing to do with the South Side Ambulance Squad or any other Ambulance Squad. The other Ambulance Squads are not receiving the same amount. What they are saying for the benefit of the South Side Ambulance Squad is that all Ambulance Squads have something in their charter what area they will service. If South Side Ambulance Squad is going to accept money and indicate in their charter that they are only going to service residents in the South Ward, then if they take the money in this resolution which states they will service the entire City of Newark, South Side Ambulance Squad may be accepting the money and not

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abiding by the contract as administered by the Department of Health and Welfare. All the other Ambulance Squads have turned the money back because they do not service the entire City.

Councilman James related he sat at the initial meeting at the Department of Health and Welfare when they were going to fund all of the Ambulance Squads in the City. Certain groups, because of ethnic consideration, said they did not want to take money because they did not want to service the entire City. South Side Ambulance Squad has indicated they would go all over the City for anyone who called.

Councilman Carrino took exception to statements made about the North Ward Ambulance Squad because he never saw them refuse anyone. The issue is what is included in the charter of each Ambulance Squad, not what was stated at the meeting.

Councilman James asked if there is a statement that the Department of Health and Welfare is not satisfied and is bringing charges against South Side Ambulance Squad for not fulfilling their charter.

Councilman Carrino replied in the negative.

Councilman Tucker recalled discussion on ambulance service in the City of Newark. Some of that relates to the areas. He thinks the Council amended the Ironbound Ambulance Squad contract because they did not want to go outside of their area. Councilman Tucker felt if they want to look at the rates people get, there is no problem in doing that. The City cannot run Ambulance Squads without the volunteer ambulances. The Council should reconsider this resolution and invite Health and Welfare Director Morgan to meet with the Council to discuss this matter.

President Harris asked Councilmen Grant and Carrino if they would withdraw their motion to defer action on this resolution and invite interested parties to the special conference September 26, 1978 to discuss Volunteer Ambulance Squads throughout the City of Newark.

The City Clerk interjected the Staff advised him when this matter was discussed with Health and Welfare Director Morgan, he recommended this particular action. He wants uniformity and is not against allocating the money to the South Side Ambulance Squad. Health and Welfare Director Morgan wants to discuss this matter because he wants to make sure all statutory requirements are complied with.

Chief Analyst Polster explained Chief Accountant Fitzsimons informed the Department of Health and Welfare that there was an inconsistency between the resolution and the agreement and asked for clarification. They did not give clarification but requested the Municipal Council defer action on this resolution pending a study.

Councilman Grant withdrew his motion to defer action on this resolution and directing the City Clerk to invite Health and Welfare Director Morgan and representatives of Ambulance Squads in the City of Newark to discuss Volunteer Ambulance Squads throughout the City of Newark.

Councilman Carrino said he would withdraw his second to the motion but wants a report from the South Side Ambulance Squad indicating every call they made outside of the South Ward in 1978.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

Councilman Tucker requested the City Clerk invite Health and Welfare Director Morgan and representatives of Ambulance Squads in the City of Newark to meet with the Municipal Council at their special conference September 26, 1978 to discuss Volunteer Ambulance Squads throughout the City of Newark. He also requested a written communication from Health and Welfare Director Morgan indicating what services each Ambulance Squad renders and why each Ambulance Squad receives a different amount.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT OF \$160. FROM THE HARTFORD INSURANCE COMPANY AND INDUSTRIAL TOOL AND SUPPLY CORPORATION, FOR DAMAGES TO CITY VEHICLE WHICH WAS INVOLVED IN ACCIDENT WITH MR. ROBERT H. SHORT, EMPLOYEE OF INDUSTRIAL TOOL AND SUPPLY CORPORATION AND MR. RALPH J. CRAWFORD, DEPARTMENT OF HEALTH AND WELFARE; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO SAID CORPORATION AND THE HARTFORD INSURANCE COMPANY, P. O. BOX 1000, RANDOLPH, NEW JERSEY. (CITY OF NEWARK INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT TO RECOVER CITY'S DAMAGE OF \$200.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN AMOUNT OF \$5,000. PAYABLE TO SAMUEL SACHS AND FOX AND FOX, ESQS., ATTORNEY FOR PLAINTIFF, UPON RECEIPT OF A GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR PAYMENT OF OVERTIME ACCUMULATED BETWEEN JUNE, 1961 AND OCTOBER, 1972 WHILE AN EMPLOYEE OF THE DEPARTMENT OF RECREATION AND PARKS. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY FOR ALLEGED PAYMENTS IN AMOUNT OF \$13,895.55 (328½ HOURS AT RATE OF \$7.05 PER HOUR))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Grant.

7-R-bh.

RESOLUTION REQUESTING COMMISSIONER OF TRANSPORTATION TO ADOPT A REGULATION TO EFFECT NO PARKING ANY TIME, ALONG BOTH SIDES OF ROUTE 21 (McCARTER HIGHWAY), BETWEEN CLAY STREET AND CLARK STREET; IN ACCORDANCE WITH R.S. 39:4-138.1; PROPOSED PROHIBITION WILL IMPROVE TRAFFIC FLOW BY PROVIDING FOR TWO THROUGH LANES AND A CENTER LEFT TURN SLOT IN EACH DIRECTION ALONG ROUTE 21.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION DESIGNATING STOP INTERSECTION OF VANDERPOOL STREET AND AVENUE "A" AND INSTALLING STOP SIGNS ON AVENUE "A"; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AUTHORIZING CITY OF NEWARK TO DONATE AND TRANSFER, UPON WRITTEN
CONSENT FROM ST. ROSE OF LIMA CHURCH TO THE REMOVAL OF THE FATHER JOHN PATRICK WASHINGTON
MONUMENT AT THE CORNER OF NINTH STREET AND SEVENTH AVENUE TO A NEW LOCATION AT SETON
HALL UNIVERSITY IN SOUTH ORANGE, NEW JERSEY, AT THE EXPENSE OF THE UNIVERSITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Carrino asked who is the owner of the monument.

Chief Analyst Polster replied the monument has been donated to the City of Newark by St. Rose of Lima Church. The City of Newark is now the owner.

Councilman Carrino asked why the City proposed to move the monument out of Newark.

Chief Analyst Polster replied the monument has been vandalized and defaced and will be completely destroyed if it remains in its present open location. Seton Hall University has agreed to remove and transport the monument without cost to the City of Newark. There are letters of consent from all parties. Father John Patrick Washington was an alumnus of Seton Hall University.

Councilman Carrino felt this monument is a landmark and should remain in Newark where it can maintain its background.

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Buck, Reverend William J. Linder of St. Rose of Lima Church and Dr. Francis P. McQuade to meet with the Municipal Council at their special conference September 26, 1978 to discuss the transfer of Father John Patrick Washington monument to Seton Hall University, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO FACTORY MUTUAL ENGINEERING,
161 MADISON AVENUE, P. O. BOX 2246-R, MORRISTOWN, NEW JERSEY, 07960, THE SUM OF \$25. NOW
ON THE RECORDS OF WATER ACCOUNTAING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE FOR WATER
FLOW TEST WHICH WAS SUBSEQUENTLY CANCELLED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-b1.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. QUINN RIDDLE, 41 SOUTH 9TH STREET, NEWARK, NEW JERSEY, 07107, THE SUM OF \$100. NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE TO RESTORE WATER SERVICES WHICH WERE DISCONTINUED IN ERROR ON ACCOUNT NO. 04-162-0700-00, 41 SOUTH 9TH STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO LAMINATING CORPORATION OF AMERICA, 611 INDUSTRIAL WAY WEST, EATONTOWN, NEW JERSEY, 07724, THE SUM OF \$501.55, NOW ON THE RECORDS OF WATER ACCOUNTING AND CUSTOMER SERVICE AS A CREDIT BALANCE, DUE TO PAYMENT OF OVERESTIMATED CHARGES RENDERED ON ACCOUNT NO. 03-724-6820-00, 97 HAMILTON STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO FLEMING JONES, JR., MUNICIPAL COMPTROLLER, DEPARTMENT OF FINANCE, FOR PERIOD BEGINNING AUGUST 12, 1978 AND ENDING FEBRUARY 12, 1979. (APPOINTED DIRECTOR OF FINANCE - FIRST LEAVE BEGAN SEPTEMBER 7, 1977)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$64,004.19 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1973, 1974, 1975, 1976 AND 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

✓ 7-R-bp.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$705,868.25 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1973, 1974, 1975, 1976 AND 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

✓ 7-R-bq.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM GERARD VITIELLO, ET ALS, OWNERS OF PREMISES 124 NORTH SECOND STREET, BLOCK 1884, LOT 25, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

✓ 7-R-br.

RESOLUTION RATIFYING AMENDED CONTRACTS WITH VAILSBURG FOODTOWN, OLSHIN'S PHARMACY, THE GREAT ATLANTIC AND PACIFIC TEA COMPANY, INC., FOODTOWN SUPERMARKETS AND ANGELO PHARMACY FOR PERIOD APRIL 1, 1978 TO SEPTEMBER 20, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO EXECUTE AND ENTER INTO AMENDED CONTRACTS WITH VAILSBURG FOODTOWN, OLSHIN'S PHARMACY, THE GREAT ATLANTIC AND PACIFIC TEA COMPANY, INC., FOODTOWN SUPERMARKETS AND ANGELO PHARMACY, FOR PERIOD SEPTEMBER 21, 1978 TO SEPTEMBER 30, 1978; FOR THE WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (W.I.C.); MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK UNDER SAID CONTRACTS FOR EXTENSION OF APRIL 1, 1978 TO SEPTEMBER 30, 1978 IS \$842,546. (CONTRACTS ARE BEING EXTENDED WITHOUT COMPETITIVE BIDDING UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-6 PURSUANT TO EMERGENCY PURCHASING PROCEDURES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

September 20, 1978

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARA M. HUNT, SENIOR INSTITUTIONAL TELEPHONE OPERATOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING JULY 31, 1978 AND ENDING JANUARY 31, 1979. (ADMINISTRATIVE ANALYST WITH MULTIPLE DWELLING - FIRST LEAVE BEGAN JANUARY 31, 1975)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH RICHARD A. DEVINO, 265 SOUTH STREET, NEWARK, FOR NEGOTIATED UNIT PRICE OF \$.71 PER CUBIC YARD WITH A MAXIMUM SUM OF \$107,100.06, IN ACCORDANCE WITH SPECIFICATIONS FOR CONTRACT NO. 78-01R, DISPOSAL OF DEMOLITION WASTE; FUNDS PROVIDED FOR BY HOUSING COMMUNITY DEVELOPMENT ACT, FOURTH YEAR FUNDS; SPECIFICATIONS STATE THAT THE AWARD SHALL BE FOR A PERIOD ONE YEAR WITH OPTION OF ONE YEAR EXTENSION UP TO A MAXIMUM CONTRACT PERIOD OF THREE YEARS AT THE DISCRETION OF CITY OF NEWARK AND APPROVED BY MUNICIPAL COUNCIL. (\$53,428. BUDGETED IN HOUSING COMMUNITY DEVELOPMENT ACT, FOURTH YEAR FUNDS, BALANCE OF FUNDS OF CONTRACT SHALL BE BUDGETED IN FIFTH YEAR FUNDING OF HOUSING COMMUNITY DEVELOPMENT ACT) (MUNICIPAL SANITARY LANDFILL AUTHORITY SUBMITTED ONLY BID FOR \$1. PER CUBIC YARD, AND RICHARD A. DEVINO SUBMITTED BID OF \$.80 PER CUBIC YARD AND DIRECTOR OF ENGINEERING DEEMED SAID BIDS WERE NOT REASONABLE AS TO PRICE AND PURSUANT TO N.J.S.A. 40A:11-5 (3) (b) OF LOCAL PUBLIC CONTRACTS LAW HE ENTERED INTO NEGOTIATIONS)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council September 19, 1978)

A motion directing the City Clerk to return this resolution to Administration, as per their request, was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-bu.

RESOLUTION APPOINTING VICTOR J. LEONARDIS MEMBER OF THE BOARD OF ADJUSTMENT,
FOR A TERM COMMENCING SEPTEMBER 22, 1978 AND ENDING FEBRUARY 1, 1982.

(Copy of resolution submitted to each Member of the Council)

(Mr. Leonardis met with the Council September 19, 1978)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION COMMENDING SEVENTY-SIX (76) UNITED STATES YOUTH GAMES PARTICIPANTS
FROM THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

(For action on this matter, see Pages 1 and 2 in the minutes of this meeting)

7-R-bw.

RESOLUTION RATIFYING CONTRACT WITH RESPECT TO JUVENILE JUSTICE AND DELINQUENCY
PREVENTION PROJECT FOR PERIOD JANUARY 1, 1978 TO SEPTEMBER 20, 1978; FURTHER AUTHORIZING
MAYOR TO ENTER INTO CONTRACT FOR PERIOD SEPTEMBER 21, 1978 TO DECEMBER 31, 1978 FOR
PURPOSE OF IMPLEMENTING THE JUVENILE JUSTICE AND DELINQUENCY PREVENTION PROJECT;
CONTRACT PROVIDES FOR FUNDING FROM SLEPA-\$11,000., LOCAL CASH-\$1,222.; LOCAL CASH MATCH
OF 10% TO BE PROVIDED BY 1978 MUNICIPAL BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JUDY FORD
WILSON, NUTRITIONIST, CHS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH,
BUREAU OF HEALTH EDUCATION, FOR PERIOD BEGINNING JUNE 2, 1978 AND ENDING DECEMBER 2,
1978. (DIRECTOR OF WIC SUPPLEMENTAL FOOD PROGRAM - FIRST LEAVE BEGAN JUNE 2, 1975)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-by.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO DANIEL W. BLUE, JR., EXECUTIVE DIRECTOR, HUMAN RIGHTS COMMISSION, OFFICE OF THE MAYOR AND AGENCIES, FOR PERIOD BEGINNING SEPTEMBER 20, 1978 AND ENDING MARCH 20, 1979. (SPECIAL ASSISTANT TO THE MAYOR, OFFICE OF THE MAYOR AND AGENCIES - FIRST LEAVE BEGAN MARCH 20, 1978)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$4,000. PAYABLE TO ROBERT ERVINGTON AND GOLDSTEIN, TOTO AND SAMSON, ESQS., 1814 SPRINGFIELD AVENUE, MAPLEWOOD, NEW JERSEY, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR PERSONAL INJURIES SUSTAINED TO MR. ERVINGTON WHEN HE TRIPPED AND FELL IN A HOLE IN SIDEWALK IN FRONT OF 33 CLARK STREET. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY - ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION COMMENDING KEITH JOHNSON, RONALD CHRISTIAN, PHYLLIS GRAVES, MARION DAVIS, AND LISA MORGAN FOR OUTSTANDING PERFORMANCES AT THE UNITED STATES YOUTH GAMES.

(Copy of resolution submitted to each Member of the Council)

(For action on this matter, see Page 3 in the minutes of this meeting)

7-R-cb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTION IN 1978 MUNICIPAL BUDGET, UNCLASSIFIED OPERATION, SALARY AND WAGES, MUNICIPAL SALARY INCREASE TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, OVERTIME, TO PROVIDE ADDITIONAL FUNDS FOR OVERTIME DUE TO THE LOCAL 945 SALARY INCREASE GRANTED FOR HOURLY WAGE PERSONNEL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc.

EMERGENCY RESOLUTION APPROPRIATING \$40,000., DEPARTMENT OF WATER UTILITY,
DIVISION OF WATER SUPPLY, SALARIES AND WAGES, OVERTIME; SAID EMERGENCY FUNDS SHALL BE
PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

7-R-cd.

RESOLUTION AUTHORIZING THE SALE OF THE BEDS OF HAYES STREET AND BRUCE STREET,
NOW VACATED AND DESCRIBED IN ANNEXED SCHEDULE "A" TO NEW COMMUNITY CORPORATION PURSUANT
TO N.J.S.A. 40:60-28.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

7-ce.

RESOLUTION AMENDING RESOLUTION 7-R-bn, DECEMBER 21, 1977, AGREEMENT WITH
NADASKY & KOPELSON, ARCHITECTS, FOR FORMULATING SPECIFICATIONS FOR RESTORATION OF FIRE
DAMAGED HISTORIC NORTH WARD CULTURAL AND EDUCATIONAL CENTER; CONTRACT PERIOD SHALL BE
COMPLETED BY APRIL 30, 1979; UPON SATISFACTORY COMPLETION OF 70% OF RECONSTRUCTION
PROJECT, ARCHITECT IS DUE \$2,898.80 AND UPON SATISFACTORY COMPLETION \$2,898.81 FOR PRO-
FESSIONAL SUPERVISION OF WORK; NO ADDITIONAL FUNDS REQUIRED. (CONTRACT AWARDED WITHOUT
COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

7-R-cf.

RESOLUTION AMENDING RESOLUTION 7-R-bu, MARCH 15, 1978, AGREEMENT WITH NORTH
WARD EDUCATIONAL AND CULTURAL CENTER FOR PERIOD NOVEMBER 1, 1977 TO OCTOBER 31, 1978,
TO REHABILITATE FIRE DAMAGED HISTORIC STRUCTURE, THE WILLIAM CLARK HOUSE, 346 MT.
PROSPECT AVENUE, OWNED BY THE NORTH WARD EDUCATIONAL AND CULTURAL CENTER; TO RATIFY

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PERIOD BETWEEN NOVEMBER 1, 1977 TO MARCH 15, 1978 AND AUTHORIZING PERIOD MARCH 16, 1978 TO APRIL 30, 1979 AN AGREEMENT BETWEEN THE MPDO AND THE CONTRACTOR, AS AMENDED: ALL SERVICES REQUIRED SHALL BE COMPLETED BY APRIL 30, 1979; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 MUNICIPAL BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, "PROJECT RESOURCE" - \$95,457.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, "PROJECT RESOURCE."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-ch.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 MUNICIPAL BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, "NEWARK MINI-BLOCK GRANT PROGRAM" - \$180,091.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, "NEWARK MINI-BLOCK GRANT PROGRAM."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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MOTIONS.

7-M-a.

A MOTION DIRECTING THE EXTERNAL AUDITOR OF THE CITY OF NEWARK TO PREPARE A REPORT CONCERNING CURRENT TAX ABATEMENT AGREEMENTS FOR SUBMISSION TO THE NEWARK MUNICIPAL COUNCIL, WHICH REPORT SHOULD INCLUDE THE FOLLOWING POINTS: 1) NAME AND ADDRESS OF THE ORIGINAL APPLICANT, 2) CURRENT HOLDER OF THE TAX ABATEMENT AGREEMENT, 3) ASSESSED VALUATION OF TAX ABATED PROPERTY PRIOR TO ABATEMENT, 4) THE APPROVED FINANCIAL FORMULA OF EXISTING TAX ABATEMENT, 5) ANY AND ALL FINANCIAL AMENDMENTS PLUS AUTHORIZATION OF APPROVED TAX ABATEMENT, 6) ANNUAL AMOUNT TO BE PAID TO THE CITY BASED ON RECEIPT OF THE TAX ABATEMENT, 7) THE ANNUAL TAXES OF THE PROPERTY PRIOR TO DEMOLITION AND RECEIPT OF TAX ABATEMENT, 8) AMOUNT OF TAXES AND AMOUNT OF PAYMENT IN LIEU OF TAXES PAID TO THE CITY COVERING PERIOD OF LAST TEN YEARS, 9) DISPOSITION OF THE CURRENT PAYMENTS DUE THE CITY, 10) NOTIFICATION OF CURRENT MORTGAGE COMPANY HOLDING ABATEMENT, 11) COPY OF ALL ANNUAL AUDITS SUBMITTED TO THE CITY FOR THE LAST TEN YEARS AND 12) THE PREPARATION OF A MONTHLY REPORTING FORMAT WHICH WOULD BE SUBMITTED TO THE COUNCIL ON ALL EXISTING TAX ABATEMENTS, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO REQUEST FINANCE DIRECTOR JONES TO SUBMIT TO THE COUNCIL THE DISPOSITION OF ALL BOND AUTHORIZATIONS CURRENTLY IN EXISTENCE; FURTHER, THAT THE BOARD OF EDUCATION BE REQUESTED TO SUBMIT THIS INFORMATION PRIOR TO THEIR CALLING A MEETING OF THE BOARD OF SCHOOL ESTIMATE ON "CLEANSING" OF THEIR RECORDS IN ORDER THAT THE BOOKS AND RECORDS OF THE CITY CAN BE CLEARED FIRST, was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION COMMENDING PRESIDENT JIMMY CARTER, PRIME MINISTER MENACHEM BEGIN OF ISRAEL, AND PRESIDENT ANWAR SADAT OF EGYPT, FOR THEIR MONUMENTAL ACCOMPLISHMENTS IN CONNECTION WITH THE CAMP DAVID PEACE ACCORDS, was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

September 20, 1978

7-M-d. A MOTION STRONGLY URGING THE BUSINESS ADMINISTRATOR TO ARRANGE TO NOTIFY, ON A CONTINUING BASIS, QUALIFIED NEWARK-BASED BUSINESSMEN OF ALL SCHEDULES FOR THE RECEIPT OF BIDS AND/OR PROPOSALS RELATIVE TO FURNISHING THE CITY OF NEWARK WITH MATERIAL, SUPPLIES AND SERVICES, was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e. A MOTION DIRECTING THE CITY CLERK TO REQUEST ENGINEERING DIRECTOR ZACH TO SUBMIT A TIME TABLE INDICATING THE START-UP AND COMPLETION DATES FOR THE FOLLOWING PROJECTS: SOUTH WARD BOYS CLUB PLAYGROUND, SAINT PETER'S EXPANSION PROJECT AND THE BRUCE BRANCH PARK ON SCHLEY STREET, was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-f. A MOTION DIRECTING THE CITY CLERK TO FORWARD A COPY OF ASSEMBLY BILL 466 TO THE CORPORATION COUNSEL REQUESTING THAT THE CONTENTS OF THE AFORESAID ASSEMBLY BILL BE INCORPORATED WITHIN THE NEWARK RENT CONTROL ORDINANCE BY AMENDMENT, IF SUCH ACTION IS LEGALLY POSSIBLE, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 11, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN ELIZABETH - WEEQUAHIC PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 761 ELIZABETH AVENUE, NEWARK, NEW JERSEY, FOR A TERM OF ONE (1) YEAR PURSUANT TO N.J.S. 40A:12-5(a)(1); COMMENCING SEPTEMBER 21, 1978 TO AUGUST 31, 1979, AT AN ANNUAL RENTAL OF \$5,000. FOR ENTIRE TERM; FURTHER RATIFYING SAID LEASE FOR THE PERIOD SEPTEMBER 1, 1978 TO SEPTEMBER 20, 1978."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

September 20, 1978

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 11, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE YOUTH CONSULTATION SERVICE, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 284 BROADWAY, NEWARK, NEW JERSEY, FOR A TERM OF ONE (1) YEAR PURSUANT TO N.J.S. 40A:12-5(a)(1). (ANNUAL RENTAL OF \$3,697.50)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 4, 1978 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 11, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE ELIZABETH - WEEQUAHIC PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 747-757 ELIZABETH AVENUE, NEWARK, NEW JERSEY, FOR A TERM OF ONE (1) YEAR PURSUANT TO N.J.S. 40A:12-5(a)(1). (ANNUAL RENTAL OF \$5,000.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman James questioned whether payment has been made to the church for last year's lease.

A motion directing the City Clerk to place this ordinance on the October 4, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 11, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN BERTHA C. LOTT AND JEREMIAH LOTT, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 156, 158, 160, 162, 164 AND 166 WILSON AVENUE, NEWARK, ESSEX COUNTY, NEW JERSEY, FOR A TERM OF FIVE (5) YEARS PURSUANT TO N.J.S. 40A:12-5 (a) (1)"

September 20, 1978

(\$12,600. for first year, \$13,860. for second year; \$15,246. for third year; \$15,264. for fourth year, \$15,246. for fifth year; in addition to said rent, City shall pay taxes on property which exceed the 1952 tax rate)

(Copy of ordinance and correspondence submitted to each Member of the Council).

A motion to defer action on this ordinance and directing the City Clerk to invite Business Administrator Buck, Corporation Counsel Perillo, Engineering Director Zach, Public Works Director Toma and Traffic and Signals Manager Palumbo to meet with the Municipal Council at their special conference September 26, 1978 to discuss this matter, was made by Councilman Johnson, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 11, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH NINTH STREET AS A ONE-WAY STREET."

(North Ninth Street, Southbound, from Delavan Avenue to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 4, 1978 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 11, 1978, ENCLOSING PROPOSED "ORDINANCE ESTABLISHING THE NEWARK LANDMARKS AND HISTORIC DISTRICT COMMISSION; PROVIDING FOR THE POWERS OF SAID COMMISSION; AND FIXING THE PROCEDURES GOVERNING APPLICATIONS REFERRED TO SAID COMMISSION."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 4, 1978 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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September 20, 1978

8-j.

The City Clerk presented PROPOSED "ORDINANCE TO AMEND TITLE 8, BUSINESSES AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, ADDING THERETO CHAPTER 21, BUILDING CONTRACTORS. (TO ESTABLISH REGULATIONS AND PROCEDURES FOR LICENSING OF BUILDING CONTRACTORS)"

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 4, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK RECEIVED SEPTEMBER 11, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977, (6-S & F-d) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR ACCOUNT CLERK, AND TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR ACCOUNT CLERK)"

(Taxi Cab Division

Senior Account Clerk \$7,412. - \$9,010.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 4, 1978 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from August 29, 1978 to September 12, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Broadway Unit of Boys Clubs of Newark	7002 (Amended)
South Ward Unit of Boys Clubs of Newark	7003 (Amended)
Beth David Jewish Center	7760 (Amended)
St. Bridget's Church	7771
General Committee of St. Aloysius Roman Catholic Church	7772

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society - Sacred Heart Church, Vailsburg	7565 (Amended)
North Newark Lions Club	7767
St. Columba PTA	7768
Sacred Heart Church	7770

A motion to concur in the Report was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 1:00 A. M., Thursday, September 21, 1978.

APPROVED:

Frank D'Ascensio
 Frank D'Ascensio
 City Clerk

Earl Harris
 Earl Harris
 President



Newark, New Jersey, September 26, 1978

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:10 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 22, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated September 22, 1978 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, at 1:00 P. M., Tuesday, September 26, 1978, or as soon thereafter as the Council can convene, to consider resolution amending the tax abatement agreement between the City of Newark and Diversified Realty.

RESOLUTIONS.

7-R-a. RESOLUTION RESCINDING RESOLUTION 7-R-df, AUGUST 9, 1978, "RESOLUTION APPROVING APPLICATION AND PLAN OF DIVERSIFIED REALTY, LIMITED, A LIMITED DIVIDEND LIMITED PARTNERSHIP ASSOCIATION OF THE STATE OF NEW JERSEY, FOR REHABILITATION AND CONSTRUCTION OF A 91 UNIT HOUSING PROJECT FOR RENTAL TO SENIOR CITIZENS IN NEWARK AT 502-504 SUMMER AVENUE, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R. S. 55:16-1 ET SEQ., AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF COMMUNITY AFFAIRS OF THE STATE OF NEW JERSEY."

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Harris.

September 26, 1978

7-R-b.

RESOLUTION RESCINDING RESOLUTION 7-R-cr, SEPTEMBER 6, 1978, "RESOLUTION AMENDING RESOLUTION 7-R-df, AUGUST 9, 1978, APPROVING APPLICATION AND PLAN OF DIVERSIFIED REALTY, A LIMITED DIVIDEND LIMITED PARTNERSHIP ASSOCIATION OF THE STATE OF NEW JERSEY, FOR 91 UNITS OF HOUSING FOR SENIOR CITIZENS AT 502-504 SUMMER AVENUE, BY SUBSTITUTING APPLICATION OF DIVERSIFIED REALTY, LIMITED, DATED AUGUST 23, 1978 WITH THE 3 EXHIBITS."

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION APPROVING APPLICATION AND PLAN OF DIVERSIFIED REALTY, LIMITED, A LIMITED DIVIDEND LIMITED PARTNERSHIP ASSOCIATION OF THE STATE OF NEW JERSEY, FOR REHABILITATION AND CONSTRUCTION OF A 91 UNIT HOUSING PROJECT FOR RENTAL TO SENIOR CITIZENS IN NEWARK AT 502-504 SUMMER AVENUE, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R. S. 55:16-1 ET SEQ., AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF COMMUNITY AFFAIRS OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Harris.

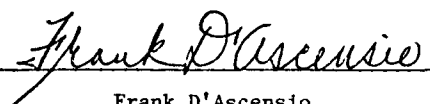
ADJOURNMENT.12.

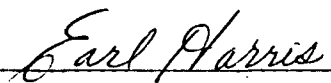
A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 1:20 P. M.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Earl Harris
 President

Newark, New Jersey, September 26, 1978

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 5:10 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

The City Clerk read letter from Mayor Kenneth A. Gibson, requesting a special meeting on Tuesday, September 26, 1978 to consider proposed legislation amending the tax abatement agreement between the City of Newark and St. Lucy's Development Corporation and to further consider two emergency resolutions for Project Resource.

RESOLUTIONS.

7-R-Sa.

RESOLUTION APPROVING A REVISED APPLICATION AND AGREEMENT OF ST. LUCY'S DEVELOPMENT CORPORATION--VILLA VICTORIA, INC., A NON-PROFIT CORPORATION OF THE STATE OF NEW JERSEY, FOR CONSTRUCTION OF A SENIOR CITIZEN HIGH-RISE BUILDING FOR SENIOR CITIZENS CONTAINING 104 DWELLING UNITS AND TOWN HOUSES CONTAINING 90 DWELLING UNITS, BOTH TOTALLING 194 UNITS FOR RENTAL TO SENIOR CITIZENS IN NEWARK, NEW JERSEY AT 2-54 CUTLER STREET; 121-137 SEVENTH AVENUE; 19-47½ MT. PROSPECT AVENUE; AND 28-40 SIXTH AVENUE, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION, AND GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN 50 YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ., AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF COMMUNITY AFFAIRS OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

7-R-Sb.

EMERGENCY RESOLUTION APPROPRIATING \$9,478., UNCLASSIFIED OPERATIONS, (PROJECT RESOURCE SUPPORTED WORK MATCH-\$3,159., MUNICIPAL COURTS, MUNICIPAL IMPROVEMENT PROGRAM MATCH-\$3,159., NEWARK VICTIM SERVICE MATCH-\$3,160.); SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Director of Finance Jones, Acting Municipal Comptroller Riley, Budget Officer Banker and Executive Director of Newark Office of Criminal Justice Planning Zalkind met with the Council September 26, 1978)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and failed of adoption by the following votes:

September 26, 1978

Yes: Councilmen Bottone, James, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-Sc.

EMERGENCY RESOLUTION APPROPRIATING \$5,024., UNCLASSIFIED OPERATIONS, PROJECT RESOURCE CONTINUATION MATCH; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Director of Finance Jones, Acting Municipal Comptroller Riley, Budget Officer Banker and Executive Director of Newark Office of Criminal Justice Planning Zalkind met with the Council September 26, 1978)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen James, Tucker, Villani, President Harris.

No: Councilman Carrino.

Not Voting: Councilman Bottone.

ADJOURNMENT.

12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

This meeting adjourned at 5:20 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President

Newark, New Jersey, September 29, 1978

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:40 P. M.

Acting City Clerk Korngut announced due to the absence of President Harris he would entertain a motion to elect a Temporary President

A motion to elect Councilman Michael P. Bottone Temporary President was made by Councilman Grant, seconded by Councilman Carrino.

There were no further nominations.

The motion to elect Councilman Michael P. Bottone Temporary President was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani.

Temporary President Bottone called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Grant, Johnson, Tucker, Villani, Temporary President Bottone, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council.

Temporary President Bottone stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 28, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

Acting City Clerk Korngut read letter dated September 27, 1978 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, at 2:00 P. M., Friday, September 29, 1978, or as soon thereafter as the Council can convene, to consider several pieces of legislation.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND GRANT AGREEMENT, INCLUDING ALL UNDERSTANDINGS AND ASSURANCES CONTAINED THEREIN, WITH THE U. S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR GRANT AUTHORIZED UNDER TITLE II OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT (7-R-eo, JANUARY 5, 1977, 7-R-x AND 7-R-bk, JUNE 1, 1977) TO DECEMBER 31, 1978.

September 29, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Tucker, Villani, Temporary President Bottone.

7-R-b.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO EXTEND GRANT AGREEMENT, INCLUDING ALL UNDERSTANDINGS AND ASSURANCES CONTAINED THEREIN, WITH THE U. S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR GRANT AUTHORIZED UNDER TITLE VI OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, (7-R-y, JUNE 1, 1977, 7-R-g, SEPTEMBER 21, 1977, AMENDED BY 7-R-r, FEBRUARY 1, 1978) TO DECEMBER 31, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Tucker, Villani, Temporary President Bottone.

7-R-c.

RESOLUTION AUTHORIZING CROSS UTILIZATION OF FUNDS RECEIVED UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 (CETA) IN ACCORDANCE WITH DIRECTIVE FROM U. S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION TO THE EFFECT THAT FUNDS UNDER ANY GRANT AUTHORIZED UNDER THE CETA MAY BE USED FOR PURPOSES AUTHORIZED OF ANY OTHER GRANT UNDER CETA, TO AVOID DISRUPTION OF SERVICES TO PARTICIPANTS DURING MONTH OF OCTOBER, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Tucker, Villani, Temporary President Bottone.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO REQUEST DIRECTOR OF EMPLOYMENT AND TRAINING, IN ACCORDANCE WITH THE AGREEMENT BY HIS STAFF, TO FILE IN THE OFFICE OF THE CITY CLERK BY NOVEMBER 15TH APPROPRIATE FINANCIAL REPORTS REGARDING ALL TRANSFERS AND REPAYMENTS OF FUNDS COVERED BY RESOLUTION 7-R-c ADOPTED SEPTEMBER 29, 1978, was made by Councilman

September 29, 1978

Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Tucker, Villani, Temporary President

Bottone.

ADJOURNMENT.

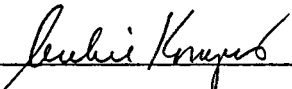
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Tucker, Villani, Temporary President

Bottone.


This meeting adjourned at 2:55 P. M.

APPROVED:



Archie Korngut

Acting City Clerk



Michael P. Bottone

Temporary President

Newark, New Jersey, October 4, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Joseph Flusk, Cathedral of the Sacred Heart.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Jack Yablonsky, Sergeant-at-Arms.

(Councilman Johnson arrived 1:20 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 26, 1978 at the time of its preparation. All persons who pre-paid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JULY 17, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD AUGUST 9, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

October 4, 1978

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,
President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING
AUTHORITY OF THE CITY OF NEWARK, HELD AUGUST 2, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant,
seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,
President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING
AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF
NEWARK, HELD AUGUST 2, 1978.

A motion that the Copy of Minutes be received was made by Councilman James,
seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,
President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY
OF THE CITY OF NEWARK, HELD AUGUST 16, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez,
seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,
President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY
REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD
AUGUST 16, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker,
seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,
President Harris.

4-g.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING
AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF
NEWARK, HELD SEPTEMBER 7, 1978.

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A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF AUGUST, 1978.

A motion that the Report be received and placed on file was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF AUGUST, 1978.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF AUGUST, 1978, SUBMITTED BY ACTING TAX COLLECTOR JOSEPH.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on First Reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Lincoln Avenue to Southeast on Lincoln Park

7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 4, 1978

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

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(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Section 23:12-1, Midblock Crosswalks

On Bergen Street, 682 feet south of the southerly curblane of

West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

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A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Durand Street, Eastbound, from Mulberry Street to McCarter Highway
Hoyt Street, Southbound, from New Street to Warren Street
Orange Place, Westbound, from Orange Street to High Street
Pierson Place, Southbound, from Bank Street to Market Street
Rutgers Street, Northbound, from South Orange Avenue to West Market
Street
Searing Street, Northbound, from Warren Street to New Street
Sidney Place, Southbound, from West Market Street to Nelson Place
Summit Place, Westbound, from High Street to Lock Street
Wallace Street, Southbound, from West Market Street to South Orange
Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVED PARKING SPACES ON DOWNING STREET.

(Downing Street, South side, beginning at a point 155 feet east of the easterly

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curbline of Jefferson Street and extending 25 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED DESIGNATING SAYBROOK PLACE AS A ONE-WAY STREET.

(Deleting Saybrook Place, Southbound, from Park Place to McCarter Highway
Adding Saybrook Place, Eastbound, from Park Place to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON GOBLE STREET.

(Goble Street, east side, beginning at a point 35 feet south of the southerly curbline of Murray Street, and extending 102 feet southerly therefrom. From 7:00 A. M. to 6:00 P. M., Monday through Friday)

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(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF WARREN AND WICKLIFFE STREETS.

(Intersection Warren Street and Wickliffe Street)

Right Turn Prohibition - East on Warren Street to South on Wickliffe Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

6-F-l.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BRILL STREET.

(Brill Street, from Christie Street to Fleming Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

October 4, 1978

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani,
President Harris.

(Councilman Johnson arrived 1:20 P. M.)

6-F-m.

The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE YOUTH CONSULTATION SERVICE, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 284 BROADWAY, NEWARK, NEW JERSEY, FOR A TERM OF ONE (1) YEAR PURSUANT TO N.J.S. 40A:12-15(a)(1). (ANNUAL RENTAL OF \$3,697.50)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 18, 1978.

6-F-n.

The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE ELIZABETH - WEEQUAHIC PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 747-757 ELIZABETH AVENUE, NEWARK, NEW JERSEY, FOR A TERM OF ONE (1) YEAR PURSUANT TO N.J.S. 40A:12-15(a)(1). (ANNUAL RENTAL OF \$5,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 18, 1978.

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6-F-o.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH NINTH STREET AS A ONE-WAY STREET.

(North Ninth Street, Southbound, from Delavan Avenue to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-p.

The City Clerk read AN ORDINANCE ESTABLISHING THE NEWARK LANDMARKS AND HISTORIC DISTRICT COMMISSION; PROVIDING FOR THE POWERS OF SAID COMMISSION; AND FIXING THE PROCEDURES GOVERNING APPLICATIONS REFERRED TO SAID COMMISSION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 18, 1978.

6-F-q.

The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This amendment would allow the Rent Control Board to grant reductions in rent to reflect decreases in essential services)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker.

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Councilman Martinez said he thinks Council had some communications from landlords indicating some sort of disapproval. He knows that we have been able to put a Committee together bringing forth landlords and tenants in the past where they came to some amicable agreement. He was wondering if the maker and the seconder would consider returning this ordinance back to the Committee and perhaps setting up another meeting between both the landlords and tenants to once again reach some amicable agreement.

Councilman Tucker indicated he would not change his second to the motion. He is on the Committee and has not received any communications from landlords indicating concerns. He has heard by innuendo and possibly the landlords have communicated with some of the Members of the Committee. The ordinance sets forth if services are not delivered to the tenants, which are an absolute requirement, we may subsequently cut the rent and lower the rent accordingly. The landlords who were present at the meeting in which this matter was discussed, did not raise any major points of contention.

Councilman Tucker felt it is not apropos for us to be guided by that now since we have already instituted the ordinance and as the seconder of the motion he would move affirmatively with the ordinance.

Councilwoman Villani stated this ordinance in no way is going to hurt the good landlords because they are taking care of their properties and if they have legitimate complaints in the winter with respect to heaters or boilers, this will be reviewed by the Rent Control Board.

Councilman Villani stressed this is being instituted for landlords who are neglectful and don't supply heat. This ordinance has been reviewed, the landlords were there and their attorney and objections were not raised then and that was the time that objections should have been raised. She sees no reason why this should not be adopted today.

The motion to adopt the ordinance on was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,
President Harris.

No: Councilmen Carrino, Martinez.

President Harris: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing

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and be considered for further action on October 18, 1978.

6-F-r.

The City Clerk read AN ORDINANCE AMENDING SHEET #16 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED, SUPPLEMENTED AND READOPTED AS AN INTERIM ZONING ORDINANCE SO AS TO CHANGE CITY BLOCK 1997 FROM A SECOND INDUSTRIAL TO A THIRD INDUSTRIAL DISTRICT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 18, 1978.

6-F-s.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, BUSINESSES AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, ADDING THERETO CHAPTER 21, BUILDING CONTRACTORS. (TO ESTABLISH REGULATIONS AND PROCEDURES FOR LICENSING OF BUILDING CONTRACTORS)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 18, 1978.

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6-F-t.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-d) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR ACCOUNT CLERK, AND TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR ACCOUNT CLERK)

(Taxi Cab Division

Senior Account Clerk

\$7,412. - \$9,010.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 18, 1978.

A motion to consider Motion 7-M-a at this time was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-a.

A MOTION EXTENDING THE BEST WISHES OF THE NEWARK MUNICIPAL COUNCIL TO ALL CITIZENS OF NEWARK, ESPECIALLY THOSE OF ITALIAN DESCENT, ON THE OCCASION OF "COLUMBUS DAY-OCTOBER 12, 1978", DEDICATED TO THE MEMORY OF THE FAMED GENOESE EXPLORER ON THE 496TH ANNIVERSARY OF THE LANDING OF HIS VOYAGE TO THE NEW WORLD; FURTHER THAT A COPY OF THIS MOTION SUITABLY INSCRIBED BE PRESENTED TO MR. ACE ALAGNA, PUBLISHER OF THE ITALIAN TRIBUNE NEWS, ON BEHALF OF NEWARK'S ITALIAN COMMUNITY, was made by Councilman Carrino, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AUTHORIZE THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK AND THE SALVATION ARMY, IRONBOUND BOY'S CLUB FOR 6,000 SQUARE FEET OF SPACE ON THE GROUND FLOOR OF PREMISES LOCATED AT 138 CLIFFORD STREET FOR THE PERIOD SEPTEMBER 7, 1978 TO JUNE 9, 1979 AT A RENTAL OF \$1.00 FOR THE ENTIRE TERM; FURTHER RATIFYING SAID LEASE FOR THE PERIOD JUNE 10, 1978 TO SEPTEMBER 6, 1978.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council ratifies the leasing of approximately 6,000 square feet of space from the Salvation Army, Ironbound Boy's Club on the ground floor of premises located at 138 Clifford Street, Newark, New Jersey, for the period from June 10, 1978 to September 6, 1978.

Section 2. The Director of the Department of Health & Welfare is hereby authorized to lease said premises for the period from September 7, 1978 to June 9, 1979, at a rental of \$1.00 for the entire term.

Section 3. Funds to pay such consideration shall be from the budget of the Newark Office of Elderly Affairs

Section 4. A copy of the proposed lease is attached hereto.

Section 5. A duly executed copy of the written final lease agreement shall be permanently filed with this Ordinance in the Office of the City Clerk by the Director of the Department of Health & Welfare.

Section 6. This Ordinance shall take effect upon passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING TO WILBUR FREDERICKS AND HIS ASSIGNS AN ENCROACHMENT AND DRAINAGE EASEMENT ON BLOCK 572A, LOT 3 AS SHOWN ON THE TAX MAPS OF THE WEST MILFORD TOWNSHIP FOR THE PURPOSE OF MINIMIZING THE IMPACT OF DEVELOPMENT GENERATED STORM WATER RUNOFF FOR A SUM OF ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.) AND THE COST OF PUBLICATION OF THIS ORDINANCE; FURTHER RESCINDING ORDINANCE 6-Ph, S & F-g, FEBRUARY 15, 1978.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. City of Newark, hereinafter Grantor, shall grant and convey to Wilbur Fredericks, hereinafter Grantee, and his assigns, an encroachment and drainage easement on City of Newark owned Block 572A, Lot 3, in the Township of West Milford, pursuant to the easement agreement attached hereto.

2. The land which the easement will burden under the terms of the easement agreement is not needed for public use by the City of Newark.

3. Grantee hereby agrees to indemnify and save harmless the Grantor, its officers, agents, employees and servants, from any claims whatsoever, arising from or in any way connected with the granting of this easement.

4. The Grantee shall pay to the Newark Watershed Conservation and Development Corporation (NWCDC) the designated agent of the City of Newark, the sum of One Thousand Five Hundred (\$1,500) Dollars together with the costs of publishing this ordinance.

5. The Executive Director of the NWCDC is authorized to execute the easement agreement on behalf of the City of Newark.

6. An executed copy of said agreement shall be filed with the office of the City Clerk by the Executive Director of the NWCDC.

7. Ordinance 6S & Fg of February 15, 1978 is hereby rescinded.

8. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance

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having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE DESIGNATING THE RECREATION AREA BOUNDED BY HAWTHORNE AVENUE, WOLCOTT TERRACE AND GOODWIN AVENUE AS "DAVID L. WARNER PLAYGROUND".

WHEREAS, David L. Warner is a distinguished civic leader of the Newark community and the founder and moving force behind the South Ward Boys' Club; and

WHEREAS, the Newark Municipal Council has determined that the fine work of David L. Warner on behalf of the City's youth is most deserving of official recognition by designating the new recreation area adjacent to the South Ward Boys' Club as "David L. Warner Playground;"

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the plot of ground more particularly described herein shall be hereafter designated "David L. Warner Playground."
2. Said plot of ground is the recreation area bounded by Hawthorne Avenue, Wolcott Terrace and Goodwin Avenue and recorded as Block 3617, Lots 5 and 7 and known as 386-388 and 390 Hawthorne Avenue on the Tax Map of the City of Newark.
3. That a sign be erected by the Department of Public Works so designating the above described site as "David L. Warner Playground."
4. That this ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING AN EASEMENT ONTO CITY-OWNED PROPERTY KNOWN AS BLOCK 4063, LOT 84, ON THE TAX MAPS AND TAX DUPLICATE OF THE CITY OF NEWARK IN PERPETUITY TO MR. & MRS. CALDENS DE BREAUX, OWNERS OF THE PREMISES, 102 BROOKDALE AVENUE, UPON AGREEMENT IN WRITING, FOR CONSIDERATION OF ONE HUNDRED (\$100.) DOLLARS.

WHEREAS, Boylan Street is not contiguous to the rear of the property known as 102 Brookdale Avenue, but is separated by a small parcel of City-owned property; and

WHEREAS, there exists on 102 Brookdale Avenue a garage, egress and ingress to which is from Boylan Street and across said City-owned parcel; and

WHEREAS, without an easement said use of the City-owned property by the owner of 102 Brookdale Avenue constitutes a trespass; and

WHEREAS, the Real Estate Commission of the City of Newark by its report dated March 21, 1978 filed with the City Clerk recommends the granting of an easement onto Block 4063, Lot 84 in perpetuity for One Hundred (\$100.00) Dollars.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That for a consideration of One Hundred (\$100.00) Dollars Mr. & Mrs. Caldens DeBreaux owners of the premises at 102 Brookdale Avenue, their heirs and assigns, shall be permitted to use in perpetuity the City-owned property known as Block 4063, Lot 84 for the purpose of providing ingress and egress to the garage on 102 Brookdale Avenue upon due execution of the attached agreement.

2. That, as to the property, the permission granted may in the discretion of the Corporation Counsel be set forth in a separate instrument to be approved as to form by him and executed on behalf of the City of Newark by the Real Estate Officer and attested and acknowledged by its City Clerk and shall contain a provision that if at any time the premises for which the license has been given or any part of the same shall be taken or acquired by the City of Newark for a public purpose that no consideration shall be given for the value of the license or any portion thereof.

3. That the permission granted shall not imply or create any liability against the City of Newark in favor of any party by virtue of the said encroachment.

4. That all costs and expense in advertising this Ordinance shall be paid by the owner of said premises.

5. That this ordinance shall take effect upon publication and passage according to law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE GRANTING PERMISSION TO PASSAIC VALLEY SEWERAGE COMMISSIONERS WITH OFFICES AT 600 WILSON AVENUE, NEWARK, NEW JERSEY 07105, TO CONSTRUCT AND MAINTAIN AT ITS OWN EXPENSE, A BRIDGE STRUCTURE ACROSS DOREMUS AVENUE AT A HEIGHT OF NOT LESS THAN 16 FEET ABOVE THE ROADWAY SURFACE, ALL WITHIN A 34.79 FOOT EASEMENT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to Passaic Valley Sewerage Commissioners to construct and maintain at its own expense and cost, a bridge structure above and across Doremus Avenue at a height of not less than 16 feet above the roadway surface all within a 34.79 foot easement, as shown on a drawing entitled "Secondary Facilities at Newark Bay Pumping Station, Newark, New Jersey, Bridge Plan, Elevation and Profiles," dated July 28, 1977, prepared by Charles A. Manganaro Consulting Engineers, 79 Madison Avenue, New York City, New York, and a survey entitled "Map of Proposed Bridge Easement," dated January 18, 1977, prepared by Donald E. Walby of Richard P. Browne Associates, 50 Galesi Drive, Wayne, New Jersey.

Section 2. That the easement is more fully described as: Beginning at a point in the easterly side of Doremus Avenue, being 347.76 feet southerly from the intersection of the Doremus Avenue with the southerly side of Wilson Avenue.

Thence (1); along said side of Doremus Avenue south, 24 degrees, 01 minutes, 15 seconds, west 34.79 feet;

Thence (2); across said Doremus Avenue north, 70 degrees, 43 minutes, no seconds, west 75.26 feet to a point in the westerly side of Doremus Avenue;

Thence (3); along westerly side of Doremus Avenue north, 24 degrees, 01 minutes, 15 seconds, east 34.79 feet;

Thence (4); across Doremus Avenue south, 70 degrees, 43 minutes, no seconds, east 75.26 feet to the easterly side of Doremus Avenue and the point or place of beginning.

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All is as shown on drawing entitled "Map of Proposed Bridge Easement," dated January 18, 1977, as prepared by Richard P. Browne Associates, Drawing No. 3877.

Section 3. That such permission be and is hereby given upon the condition and provision and the said Passaic Valley Sewerage Commissioners its successors and assigns, shall indemnify and save harmless the City of Newark, its officers, agents and servants, from any claims whatsoever, arising from or in any way connected with the granting of said privilege or by reasons of the installation, location, maintenance or the existence of such bridge structure in the above described 34.79 feet wide easement in Doremus Avenue and shall agree to assume, on behalf of the City, the defense of any action at law or in equity which may be brought against the City upon such claims.

Section 4. That in addition to the aforesaid Indemnity Agreement, Passaic Valley Sewerage Commissioner, its successors and assigns, shall at its own cost and expense procure and keep in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$5,000,000 covering bodily injury and property damage arising out of any one accident, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage, naming the City of Newark as an insured and including the indemnification clause in Section 3, shall be filed with the City Clerk prior to installation. Said insurance shall not be subject to cancellation or change until sixty (60) days after the City Clerk has written notice thereof as evidenced by return receipt or certified or registered letter. In the event the properties, or any part hereof, that are connected by the easement do not remain in the ownership of Passaic Valley Sewerage Commissioners, the City shall be given notice thereof, and should the City find and determine that the use to which the aforesaid easement may be put may increase the fire hazard at the premises or affect the liability of the comprehensive coverage and to alter the terms of insurance as called for under this Section.

Section 5. That such permission be and is hereby given upon the condition that Passaic Valley Sewerage Commissioners shall file with the City of Newark its written acceptance of the provision of this Ordinance within thirty (30) days from the date on which it take effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publication of this Ordinance. As well as a Recording Fee.

Section 6. Passaic Valley Sewerage Commissioners shall furnish the appropriate departments of the City of Newark with copies of plans and specifications for the construction of the bridge, for review at and where in the opinion of the Consulting Engineer of the PVSC, any suggestions made by the City of Newark are practicable and consistent with intended use, they shall be incorporated in the plans and specifications, and upon completion of the work shall restore the street surface to its prior condition consistent with the funding plans and the agreement.

Section 7. That such permission granted subject to all State Laws and City Ordinances governing the said installation, maintenance and use of Bridge Structure.

Section 8. That Passaic Valley Sewerage Commissioners shall furnish, install, maintain and pay all costs associated with providing street lighting beneath the bridge satisfactory to the Director of the Department of Engineering.

Section 9. That Passaic Valley Sewerage Commissioners shall be responsible for the repair of and/or damage to paving, existing utility lines, etc., arising from the construction or maintenance of their facilities in the easement area.

Section 10. That in the event that the Bridge Structure, covered by the aforesaid easement, are no longer used, by either Passaic Valley Sewerage Commissioners or by the successor in title, the City of Newark shall be so notified, and it shall have the right to terminate this easement

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and upon such termination all rights shall revert to the City. Upon the cessation of use of the bridge the Passaic Valley Sewerage Commissioners, its successors and assigns shall remove the facilities and revert the easement to its original conditions.

Section 11. That so long as the bridge facilities covered by this easement remain in existence, the obligations and performances hereunder shall run with the land and shall be binding upon Passaic Valley Commissioners and upon all subsequent owners of the properties connected by the easement.

Section 12. The Corporation Counsel of the City of Newark is authorized in his discretion to set forth the terms of this Ordinance in an agreement to be executed by the Director of the Department of Engineering, on behalf of the City of Newark and attested by the City Clerk who shall affix the City's seal thereto. A fully executed copy of said agreement after delivery of the original to Passaic Valley Sewerage Commission shall be filed in the office of the City Clerk by the Director of Engineering.

Section 13. That for the rights and privileges herein granted, said beneficiary, Passaic Valley Sewerage Commissioners shall pay to the City of Newark the sum of Fifteen Thousand Dollars and no cents (\$15,000.00) upon the execution of this Agreement, and shall pay on demand of the City of Newark an appraisal fee of \$450.00.

Section 14. That a copy of the aforesaid drawings, entitled "Secondary Facilities at Newark Bay Pumping Station, Newark, New Jersey, Bridge Plan, Elevation and Profiles", dated July 28, 1977, prepared by Charles Manganaro Consulting Engineers, 79 Madison Avenue, New York City, New York, is affixed and made a part hereof.

Section 15. That a copy of the aforesaid survey entitled "Map of Proposed Bridge Easement", dated January 18, 1977, prepared by Richard P. Browne Associate, 50 Galesi Drive, Wayne, New Jersey, is affixed and made part hereof.

Section 16. This Ordinance shall take effect upon adoption and publication in accordance with Law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE TO AMEND TITLE 2, CHAPTER 1, SECTION 2, OF THE REVISED ORDINANCES
OF THE CITY OF NEWARK, NEW JERSEY, 1966.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Chapter 1, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, is hereby amended to read as follows:

2:1-2. General structure of government.

The City of Newark shall be governed by an elected municipal council, an elected mayor and by such other officers and employees as may be duly appointed pursuant to the charter, general law or ordinance. The elected members of the municipal council shall devote full time as and when required for the proper and efficient discharge of the duties of that office.

Section 2. Any prior ordinance inconsistent with the above is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Grant.

Councilman Martinez stated he is voting against this ordinance which allegedly states that Members of the Municipal Council shall devote full time as and when required for the proper and efficient discharge of the duties of that office. It is his belief we are misleading the public by supporting an ordinance that states "we will work full time as and when required". A full time work week for a City employee as set forth by the Civil Service Commission is 30 hours. He personally devotes at the very least twice as much as that to his City Council responsibility as do the other Members of this Body for his constituents, no matter what other obligations and duties he might have elsewhere. Many other elected officials throughout the country ably serve the best interests of their constituents despite the fact they may hold other positions or have other responsibilities. There is no need to enact a law stating "Councilmen should serve the needs of their constituents when it is necessary". It is always necessary. Many people are under the misconception that this ordinance means that the Council job will be a full time position. That is not true. This is an unenforceable ordinance which is a deception to the citizens of our City. As a part-time Councilman who devotes 75 to 85 hours a week to the job of Councilman, he cannot vote for an ordinance that is deceiving the people he represents. Responsible legislators should not draft ordinances which have no way of being enforced.

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The motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Tucker, President Harris.

No: Councilmen Carrino, James, Martinez, Villani.

President Harris: The yeses are five and the noes are four. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage.

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, ARTICLE 11, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)

WHEREAS, on July 16, 1975, the Newark Municipal Council adopted Ordinance 6-S & F-c, which established the Affirmative Action Review Council as an operating sub-committee of the Newark Human Rights Commission empowered to review all construction trade-related contracts granted by the City of Newark to ensure full compliance with the Affirmative Action Plan of the City of Newark; and

WHEREAS, the Newark Municipal Council has recognized that the current level of minority contracting participation is the legacy of past practices and events, which has prevented the full participation of minorities in the construction trades and which level is grossly inadequate in a city such as Newark, which is populated by no less than seventy percent minorities; and

WHEREAS, the City of Newark in concert with the State of New Jersey and the Federal Government supports the concept of granting a definite portion of all construction trade-related contracts, funded by local, state, and or federal monies, to minority contractors, and wishes to expand its affirmative action plan to include minority contractors;

THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

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Section 1. That Section 2:2-40.3 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

- (a) As such sub-committee, the Affirmative Action Review Council shall be empowered to review all construction trade-related contracts granted by the City of Newark to ensure full compliance with the Affirmative Action Plan.
- (b) The Review Council shall be further empowered to review all construction projects proposals, including those for tax abatement projects, to ascertain that contracts in the amount of 25% of the total costs of said construction project shall be awarded to a qualified and certified minority contractor or contracting enterprise, of which more than 50% of the voting shares or interest is held by individuals who are members of a minority, and that more than 50% of the net profit or loss attributable to that enterprise accrues to members of a minority. The 25% requirement for construction contract awards to minorities shall become part of the City's affirmative action plan.
- (c) The restriction contained in paragraph (b) of this section will not apply to any contract for which the Review Council makes a determination that the 25% set aside cannot be filled by minority contracting enterprises located within a reasonable trade area, determined in relation to the nature of the services intended to be procured. Furthermore, in the event there are not a sufficient number of qualified minority contractors in the relevant market area, the contractor may apply to the Review Council for a waiver. The waiver must list the efforts the contractor has exerted to locate and enlist minority contractors, and the specific minority contractors which were contacted and the reason each minority contracting enterprise was not used.

Section 2. That Section 2:2-40.4 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

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2:2-40.4 Compliance officer, duties

There shall be a compliance officer charged with the duties of overseeing the implementation of the Affirmative Action plan on all construction contracts awarded by the City of Newark, as that plan relates to the employment of minority workers on construction projects for which the City awards contracts and the award of 25% of all construction contracts to minority contractors.

Section 3. After the expiration of five years from the passage of this ordinance, the Review Council shall review the Affirmative Action Program and make a determination as to whether remedial relief in employment and minority business enterprise participation is still necessary. If the Review Council determines that the above affirmative relief is still needed, then a resolution must be enacted setting forth the guidelines of such relief. If the Review Council finds that there is no necessity for continued affirmative action, then the Affirmative Action Program shall cease.

Section 4. That all prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 5. That this ordinance shall take effect upon final passage and publication in accordance with law.

The City Clerk stated at the direction of the President of the Council he would like to read into the record a letter addressed to the President of the Council by the Mayor.

Councilman Tucker said he is well aware of the fact the Mayor has submitted a communication to the Council requesting this ordinance be rejected but he was of the opinion that the citizens should be heard first and subsequently to that have the Mayor's communication read.

President Harris stated the Chair will entertain a motion on the ordinance, as amended, and under discussion the City Clerk will read the letter from the Mayor into the record.

A motion to adopt the ordinance, as amended, on second reading and final passage was made by Councilman Tucker, seconded by Councilman James.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

Councilman Carrino questioned what specific part of the ordinance the speakers can address themselves to. He felt the speakers could only address themselves to the amendments of the ordinance.

Councilman Tucker requested Assistant Corporation Counsel Hollar-Gregory

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to give the Council an opinion as to whether the speakers must address themselves to the amendments only or since the ordinance is so inter-related whether they can speak on the ordinance in general.

Assistant Corporation Counsel Hollar-Gregory replied he was not aware of anything that would limit the speakers from addressing the Council with respect to the ordinance as a whole. He stated he was not familiar with the rules of the Council and could not set any limitations for the speakers.

Councilman Carrino pointed out a public hearing on the ordinance was held at the last meeting. That hearing was closed and an amendment was made to the ordinance. He asked the City Clerk whether the public hearing on the ordinance was closed at the last meeting.

City Clerk D'Ascensio replied the public hearing on the ordinance as introduced at the previous meeting was closed. At that time the City Clerk was directed to advertise the ordinance in full including the amendments to assure that the effect of the amendments would be brought into perspective with the entire ordinance. That is where we are today, a hearing on the amendments.

Councilman Carrino said perhaps the Assistant Corporation Counsel was not aware of the fact a public hearing had been held on the ordinance itself and the amendment to the ordinance was supposed to be addressed to that.

Assistant Corporation Counsel Hollar-Gregory replied since he was not aware of the points raised by Councilman Carrino. He felt the speakers would be limited to speak on the amendments itself.

Councilman Tucker stated we are dealing with New Jersey State Statutes not with Council rules and regulations and he wanted to make it clear if an individual is speaking on the amendment and they in turn relate to the ordinance, he does not want to have that person "gagged" on a technicality.

Assistant Corporation Counsel Hollar-Gregory agreed it would be very difficult to limit a speaker to one aspect of the ordinance since the amendment and the ordinance are so inter-related.

MR. CARL BINES, 168 FABYAN PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council to plead with the Members to pass this ordinance. It is really in the best interest of the City of Newark. He pointed out minority contractors are only asking for 25% of a dollar spent in a particular project. He felt community people must be involved in construction going on in the City. He urged the Council to adopt this ordinance.

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MRS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council stating she could not see why people have to come here and beg for a job. She felt jobs should be given to people who can do them and by utilizing Newark citizens you would not have all the people standing around corners begging for work. She stated about 17% or 20% of the people in the City of Newark are unemployed and they have trades and skills. The speaker felt the contractors know there are plenty of people in the City who can to a job and Newarkers should be given jobs first. She urged the Council to adopt the ordinance to give people who can really do the job.

MR. WILLIAM BRADLEY, 117 HUNTINGTON TERRACE, NEWARK, NEW JERSEY, addressed the Municipal Council indicating the City needs a strong Affirmative Action Program. We need a law that can be enforced. At the present time the work is being given to contractors who live outside of the City and the poor people of the City are paying for these contracts.

MR. JOHN HERENDEZ, PRESIDENT, MINORITY CONTRACTORS, 445-8 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council stating he has heard rumors to the effect if this ordinance becomes effective investors and private institutions would not invest any money in the City. He questioned what project in the City is 100% financed by a private institution that are tax abatements. He alleged all moneys being spent in the City is being subsidized by HUD and financing by New Jersey Housing and Finance Agency that floats bonds to build these projects. He said the minorities in the City are not against all the construction but felt they should receive at least 25% of "a piece of the pie". The speaker stated this ordinance is required and is something they have been fighting for seven years. They have received all kinds of commitments from developers but once they get their financing they don't want to know anything about local minority employees.

Councilman Johnson questioned the speaker where he resides.

Mr. Herendenz replied he lives in East Orange.

Councilman Johnson questioned whether minority contractors are trying to work out a similar situation with East Orange or any other City in the northeastern part of New Jersey.

Mr. Herendez said they are not only putting pressure on the City of Newark but are trying to apply pressure on all governmental levels.

MR. RALPH JOHNSON, 8 FIRST STREET, DUMONT, NEW JERSEY, stated he is a Member of the Minority Contractors. He pointed out the Council represents almost 400,000 people of whom 65% to 70% form a minority. Because of this overwhelming majority the Council has a clear cut mandate to help them secure contracts for new buildings throughout the City.

Councilman Johnson asked the speaker where he resides and Mr. Johnson replied he resides at 8 First Street, Dumont, New Jersey.

MR. PHILIP BRANCH, 26 GRANT STREET, NEWARK, NEW JERSEY, said a rumor has been going around that big business concerns would not invest in the City if this were adopted. He hopes if this amendment is adopted, it would be fully carried out and reviewed properly.

MR. BONIFACE O. MARSHALL, 24 BRANFORD PLACE, NEWARK, NEW JERSEY, said he is concerned about the large amount of federal money coming into the City of Newark and it had been stated that 25% of that amount would be set aside for minority participants. He said fortunately he has received contracts but he is concerned about other minority contractors who have been left out.

Councilman Tucker said his colleagues seem to make a point of indicating contractors who do not live physically in the City. However, many of these contractors employee minorities who do reside within the City.

Councilman Tucker said he wanted to make this point clear and there is one unique ingredient that relates to in particular to minority contractors and that is for the most part most of their employees are minorities. The other factor that should be raised is not only are these employees minorities but they are affected by the same kind of racism that our society puts on black people or hispanic speaking people. He said he would love to see the day when people who were discriminated against because they primarily lived within a particular jurisdiction of America. He stated he did not want to get into platitudes of black leaders of the past but he thinks everyone knows full well that "we catch hell because we are minorities and not for any other reason".

Councilman James said he agreed with Councilman Tucker that the issue is certainly larger than residency. He cited many black leaders who came from various parts of the country and who were leaders of the black people everywhere. He said if we want to talk about residency, he would like to know where David Rinsky of the Chamber of Commerce lives. He said if anyone wants to come here and speak for the plight of minorities they are helping America.

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MR. KEITH DAILEY, 382 DAYTON STREET, NEWARK, NEW JERSEY, of the Congress of Minority Construction Workers urged the Municipal Council to support this ordinance to assure that blacks will receive equal treatment.

MR. JOSE COLON, 49 LUDLOW STREET, NEWARK, NEW JERSEY, said many people are saying most of the problems are caused by minorities. If contractors would hire minorities they would not destroy anything because it would be a piece of them.

MRS. EDNA THOMAS, 59 LINCOLN STREET, NEWARK, NEW JERSEY, urged the Council to support this ordinance. She said the tragedy of the situation is that many of these contractors not only ignore blacks and hispanics but they don't want to hire white people who live in Newark. She urged all Members sitting on the Council to take a step for history to assure that this ordinance is adopted.

Councilman Johnson said he is Councilman of the Central Ward which is composed of 95% minorities, has the highest unemployment rate of the City. The residents stand there in the morning and watch people from out-of-town coming in to do the work. He is disturbed that there are no minority contractors in the Center City where the majority of unemployment is.

Councilman Johnson expressed his concern as to whether or not this 25% will remain within our City where we have this high unemployment. His commitment is to the people in his Ward and he must answer their questions as to whether he acts in their best interest.

MR. HECTOR ASOR, MEMBER OF MINORITY CONTRACTORS ASSOCIATION, felt there is a lot of work in the City of Newark that should benefit the local residents. The only way minority contractors can share in this work is if this ordinance is adopted. He said he has many employees that live in the City of Newark and they should have an opportunity for employment.

Councilman James said he would like to go on record in favor of the amendment to the ordinance as proposed by himself and Councilman Tucker. He felt Affirmative Action is not particularly for minority contractors but it is for all America, for poor blacks and poor whites. He felt if they cannot find minority contractors to fit the 25% requested, all they have to do is go out on the streets of Newark where we have 40% of our young men from ages 18 to 25 who are unemployed. He noted all the speakers have addressed the Council requesting the adoption of this ordinance. For the Council to do nothing simply because the Chamber of Commerce picks up a telephone

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and says it is bad will not be acting in the interest of the people of the City. He pointed out the President appeared before the National Black Caucus and spoke about the need for a Humphrey-Hawkins Bill, how can the Council sit here and say we don't need something like this in Newark. He felt if the Council is to be guided by the Chamber of Commerce, they ought to change their offices from here to Park Place. If the Council goes to the people every four years and asks for their support, they have the right to come and ask to be paid back. He noted not one citizen appeared before the Council at this meeting to ask the Council not to vote for an Affirmative Action.

Councilman Carrino replied no one is trying to say that something such as this is not needed. This is getting down to a matter of personalities and it should be pointed out on this Calendar under Item 7-R-b there is a similar type of resolution which has been inaugurated by the Mayor and which affects minority contractors. He felt to have someone say that the Council Members are sitting here and doing nothing is misleading the people. The Mayor is the Chief operating officer of the City and his Business Administrator feel the resolution they have submitted is a plan which will be more workable for the City to enforce and is a more realistic plan.

Councilman Tucker responded he is very much aware of what is the Mayor's proposal and he will comment on that at a later time after all the speakers have had an opportunity to make their presentation.

MR. NATHANIEL ALVIN, 187 ELLIS AVENUE, IRVINGTON, NEW JERSEY, said he has a business in Newark and felt this ordinance should be given a chance to see if it can work.

MR. VIRGIL FORD, 1060 BROAD STREET, NEWARK, NEW JERSEY, pointed out in his travels throughout the country he has seen signs to the effect that jobs are available for the people who live in the respective cities. We should be doing the same thing in Newark.

Councilman James said he would like to reply to Councilman Carrino's remarks with respect to the two documents before the Council. The Administration proposal refers to 25% minorities for municipal projects. Everyone is still debating what are municipal projects. The ordinance proposed by Councilman Tucker and himself, the 25% is tied to tax abated Fox Lance Projects which this Council approves and what we are saying if they fail to abide by the ordinance we will take away their tax abatement. He felt there's more teeth in the measure proposed by him and Councilman Tucker. No Affirmative Action proposal is going to work unless there is a strong monitoring system

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and if there is some enforcement. For anyone to suggest that contractors are not going to come to Newark if they can make 75% of the pie then they are not aware of their capitalistic system. They are coming here to make money.

MR. H.C. BROWN, 51 RENNER AVENUE, NEWARK, NEW JERSEY, urged the Council to adopt this ordinance.

MR. JOSEPH ELLIS, 150 JOHNSON AVENUE, NEWARK, NEW JERSEY, said he is a minority contractor doing cleaning work. He urged the Council to adopt this ordinance to create more jobs for the City residents.

Councilman Grant pointed out for the benefit of those present and as a reminder to his colleagues that when we sit here we are technically re-enacting a process that took place on a previous day at a pre-meeting conference. He said there are times when it is necessary to speak out as Julian Bond indicates and there is a time to speak and a time to keep silent. Most of us understand the plight of poor and disadvantaged persons in the City of Newark. He said when he votes on an item he votes from a stance of understanding and for what he feels is in the best interests of everybody in the City of Newark and with respect to this matter, the minority contractors.

Councilwoman Villani said she wanted to point out that five years ago she took a giant step when many people failed to make that step and her record cannot be disputed. She pointed out her vote has settled many an issue and has saved programs for children and the elderly. The minorities in this City are no longer a minority, they are a majority and the Mayor is a black man and when he reaches out to her and explains he has a proposal which he feels is good for minority contractors then she must listen to what he sets forth.

Councilwoman Villani indicated she will support Mayor Gibson's proposal, as she feels it is the best one for minority contractors.

Councilman Tucker stated most of the Council are aware that Affirmative Action is nothing new to him since he represents the Council on the Affirmative Action Review Council for the City of Newark. They also are aware of the fact that he comes from the civil rights movement and is not something of a new person in regards to the struggle of minority people.

Councilman Tucker said he would like to respond to a couple of points that he thinks are very important. One is, he believes the City Clerk is in receipt of a copy of a letter directly from the Mayor in which he talks about a resolution that basically deals with 25% of municipal projects only and in dealing directly with tax abatement.

It doesn't basically state anything except that a developer will utilize his good faith effort. Obviously most of us are pretty much aware of the fact that good faith effort has not even insured the federal requirement of 10% set aside. To be exact, the federal public works program that builds our roads and streets in the City of Newark, cursory review of the people who are in receipt of contracts indicates to us that we are somewhere near, approximately 1% of that amount. So it's nothing that we're talking about here that is mediocre. We're talking about the ability of the legislative body of the City of Newark to move effectively on establishing laws which have major impact over the resident population's lives and the future of the City. What he would like to do, the only way that he knows of making that position clear, is to give some sort of historical background. The Mayor has a tendency to refer to the actions of the Council as being somewhat reactionary and without thought. Just as a matter of clarification, he would just like to go into detail as to where we are now and where we're going. In July of this year, one month after the municipal election, he, along with Councilman James and other Members of the Council sat down and had a discussion with minority contractors in regard to the plight that they were running into within the City of Newark. That plight clearly indicated one factor, that no matter how we moved within the City, if we are not in a position to at least insure that minority contractors are in receipt of contracts, then what are we really all about. We have an existing Affirmative Action Review Council plan that is currently in operation within the City of Newark. Our current plan does not require anything in dealing with minority contractors' participation. A living example of that was when the minority contractors picketed the Grace Renewal Corporation construction site and also the construction site dealing with Pilgrim Baptist Church. There were various meetings held with those two developers and they indicated clearly to us that because there was no requirement for minority contractors they were not obligated to entertain the possibility of dealing with minority contractors. Grace Renewal Corporation and Pilgrim Baptist Church construction amounts to \$39 million. As of yesterday, when he checked with the Affirmative Action Review Office, he was informed that out of the \$39 million, minority contractors will be in receipt of approximately \$500,000. or a definite \$250,000. What he is saying is that we are talking about two minority companies who are developing housing within the Central Ward who do not hire to any equitable degree, representatives of the minority contractors, and he thinks that was the glaring inconsistency which prompted the development of this ordinance that we are talking about here today.

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Councilman Tucker indicated the Council didn't move in a vacuum. On August 2, 1978, he sent a communication directly to Mr. Milton Buck, the Business Administrator of the City of Newark, and that communication basically was a copy of the proposed ordinance which we would be introducing at the August meeting. The communication just requests one factor, it says, "Would you please review this important ordinance and submit any comments and/or suggestions which you might have back to the City Council." What he would like to say, from August 2, 1978, there has been no response to that communication by Milton Buck, by the Mayor, or any person dealing with Affirmative Action within the City of Newark, now that is of today at 3:10 P. M.

Councilman Tucker said the second point he wants to make sure that Council understands the full point. On August 9th, the ordinance was introduced at the Municipal Council meeting and most of the people were apprised about it, there were conversations directly with representatives of the Chamber of Commerce, also with the other members who currently serve on the Affirmative Action Review Council. He would like to mention names. This ordinance was discussed with Harry Wheeler, who is the President of the Affirmative Action Review Council. It was discussed with Tiny Prince, it was discussed with the Director of the Newark Human Rights Commission, it was discussed directly with Business Administrator Buck. The ordinance was approved unanimously by this Body and went on the agenda for the next meeting which was supposed to be held in September. At the pre-meeting conference, Business Administrator Buck got in contact with him and said that he did not have enough time to respond effectively and requested that we not move the ordinance to first reading, which would mean that it would be read twice, but that we introduce it as a Communication which would provide him with the opportunity of time to amend or submit an Administration ordinance along with a Council ordinance.

Councilman Tucker said if we want to at least go back for further documentation, at the pre-meeting conference, he raised that and put it into the record and directed the City Clerk communicate with Business Administrator Buck to insure that he would sit down with Members of the Council to discuss the introduction of the 25% set aside legislation. At the pre-conference meeting on August 10th there was no communication from Business Administrator Buck and he directed the City Clerk communicate with Business Administrator Buck to establish a meeting. Business Administrator Buck stated that he was kind of jammed up and that he would meet with him or Members of the Council

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possibly at the August 11th meeting. He personally went down to Business Administrator's Office and asked him what happened to his legislation and he stated that he was in the process of submitting it to the Council. On September 11th Business Administrator Buck submitted a proposed Affirmative Action Plan to the Newark Municipal. On page 22, Item XII, Item #1, he would like to read it to the audience, "On all construction which is awarded tax abatement by the Newark Municipal Council of the City of Newark, the developer of the project will insure that the general contractor will use minority businesses for not less than 25% of the total contract or grant amount." What he is saying is that in the Business Administrator's communication which bears his signature, on September 11th, Business Administrator Buck, as the principal officer of the City Administration, endorsed the 25% set aside legislation. On September 11th, he was in receipt of a communication from the Corporation Counsel's Office, Mr. Salvatore Perillo. Corporation Counsel Perillo raised two basic concerns. One was the constitutionality of dealing directly with the 25% and the other factor was that there was a period of time that the Council had to have as a mechanism of dealing with the concerns if minority contractors were not available, whether it would render undue hardship on it. So at the Council meeting we discussed this and to a great degree, he sat down with his colleagues and we discussed it. Our concerns were that if we did not accept the amendment to the ordinance, what would happen was, the Corporation Counsel's opinion would strike the ordinance down and the ordinance would never be put into law. He had conversations with his colleagues with regard to that and it was agreed that he would meet with Corporation Counsel Perillo to come up with an amendment. The amendment would subsequently make the ordinance constitutional and would also bear the signature of the Corporation Counsel. That was done. On September 19th, Corporation Counsel Perillo submitted the amended ordinance and this Council deferred the original ordinance and adopted the amendment.

Councilman Tucker said he wants to clearly indicate what the amendment is. The amendment says simply one factor. If minority contractors are not available in sufficient numbers to get the 25%, then the developer can come to the Affirmative Action Review Council and request a waiver. That is all the amendment basically deals with, so that when the representatives of the business community state that it is going to be an undue hardship on them to take on the responsibility of a minority contractor, he would like to deal with his normal colloquial expression, but he would just like

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to say that that is not true. The amendment was presented at the September 19th meeting and subsequently approved unanimously by the Newark Municipal Council. At that same time on September 19th Business Administrator Buck submitted another plan to the Newark Municipal Council. The other plan, and he will deal with details, on page 22 of a revised plan, Business Administrator Luck stated that minority owned business participation and construction contracts, here is where he is saying that the City of Newark will deal with 25% minorities on municipal contracts only. On page 23, when he talks about minority owned business participation on tax abatement, it says "on all construction which is to be awarded tax abatement by the Municipal Council of the City of Newark, the developer on the project will use his best efforts in good faith to insure that the general contractor will use minority owned businesses. In selecting minority owned businesses, the contractor shall make every effort to select sub-contractors who have had their principal place of business in the City of Newark first, and then the County of Essex, and the greater Newark metropolitan area."

Councilman Tucker further stated that the significant difference is that Business Administrator Buck took away the 25%. Now, obviously he would love to see America in which racism does not exist, but until that time comes, he thinks that we have to put mechanism in there to insure that unscrupulous individuals who continuously push racism have to deal with some sort of manner of saying that you should have 25%. What he would like to just clearly indicate that Business Administrator Buck's original position was that he endorsed the 25%, the position of the City Administration was that it endorsed the 25%, and on September 19th similar to actions that Business Administrator Buck did when he was Corporation Counsel, he did an exact flip-flop on the whole situation, and then, at the City Council meeting, attempted to submit under the guise that it is the same plan that he submitted before. He thinks Business Administrator Buck must have felt that he was dealing with a fool, to think that he would not read it.

Councilman Tucker further pointed out he wants to make it clear because that's September 19th, on September 28th, Chief Analyst Irving Polster, based on his efforts and also representative of the President of the Council, asked that a review be made of the plan that was submitted by Business Administrator Buck and on September 28th he submitted an analysis of the Mayor's plan to every Member of the Newark Municipal Council. So he finds it difficult for his colleagues to say that they didn't understand it because Chief Analyst Polster took approximately five pages and went into explicit detail as to what it was really all about. The nucleus of the whole thing

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takes place on page 3, it says, "minority owned business participation and tax abatement." The thing that he thinks that we have to really and truthfully understand is that there is no minority owned participation in tax abatement, which means that we are not talking about 25%, we are not talking about 20%, 15%, 10%, 5%, we are not even talking about 1%, we are talking about giving people who have a track record of being completely failures in regard to minority participation an opportunity when they say to us, "please trust us", when you know full well that we are not dealing with a trustable individual. So all he is saying is, his colleagues know full well the difference between the Council ordinance and the Mayor's resolution. He would like to further deal with it and this is #9, is looking at the Mayor's letter. The Mayor submitted a letter to us today. He got this letter at 12:00 Noon and it's dated October 4th. It says, "The above items are on the agenda of the Municipal Council scheduled for consideration at their next regular meeting on Wednesday, October 4, 1978. Ordinance 6-S & F-g was an ordinance initiated by the Council. Resolution 7-R-b, was submitted to the Municipal Council for consideration by the Administration. Both of these pieces of legislation propose to change the Affirmative Action Plan of the City of Newark. For the following reasons, I would request that the Municipal Council reject Ordinance 6-S & F-g and approve Resolution 7-R-b". Now what he is going to do is just read the first statement that the Mayor is talking about. "Ordinance 6-S & F-g would require a 25% set aside on all construction contracts and tax abatement agreements with the City of Newark. Both the Administration and the Municipal Council have received communications from various members of the financial and business communities which indicate that this ordinance, if adopted in its present form, would serve to deter residential, industrial and commercial growth and development in the City of Newark." He would just like for our own edification, separate and apart from the letter that we just received from Mr. David S. Rinsky, when we sat down to have this meeting, questioned City Clerk D'Ascensio whether we have been in receipt of any letters from any one from the banking community.

City Clerk D'Ascensio replied he had none addressed to him.

Councilman Tucker further questioned whether we have been in receipt of any letters from the residential community development committee.

City Clerk D'Ascensio replied he had none addressed to him.

Councilman Tucker further questioned whether we have been in receipt of any letters from the industrial community.

City Clerk D'Ascensio replied he had none addressed to him.

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Councilman Tucker said he would like to indicate that we have not been in receipt of any letters with the exception of Mr. Rinsky's letter which came here just when we got started at the meeting. So he does not know what the Mayor is taking about when he said that we had prior communication. He assumes he is talking about unofficial communication.

Councilman Tucker further read the Mayor's communication: "Resolution 7-R-b, proposed by Administration, differs from Ordinance 6-S & F-g in a number of important respects. This resolution and the accompanying Affirmative Action Plan sets out in detail the procedures to be followed in the City of Newark, the Newark Board of Education and the Newark Redevelopment and Housing Authority (hereafter NRHA) in the areas of affirmative action in minority employment and affirmative action in business participation by minorities. This plan was the result of over a year of combined joint efforts by the City working in conjunction with the NRHA and the Board of Education." What he is implying is that the plan that the Mayor is submitting has the concurrence or can basically obligate the Board of Education and also the Housing Authority. Just as a matter of clearing this up, prior to coming to this meeting, he got in contact with Corporation Counsel Perillo and his concern was, can a resolution or ordinance bind the Board of Education or bind the Housing Authority? He has a copy of a legal opinion from Corporation Counsel Perillo which states:

"Councilman Donald Tucker has requested an opinion from this office as to whether the governing body of the municipality can bind the Newark Housing Authority or the Newark Board of Education by simply enacting a resolution or ordinance.

A resolution or ordinance by the Municipal Council with nothing further, absent specific statutory authorization, would have no binding effect on the Newark Board of Education or the Newark Housing Authority. Generally, if the City wanted to bind these organizations it would have to be in the form of a contract with the City and these organizations which would be approved by resolution of the Municipal Council."

Councilman Tucker requested Chief Analyst Polster to approach the podium. "Mr. Polster, you analyzed the Business Administrator's proposal. Was there any resolution from the Board of Education or the Housing Authority embodied within the Affirmative Action Plan that was submitted to this Council."

Chief Analyst Polster replied in the negative.

Councilman Tucker stated he would like to further pinpoint the Mayor's Communication.

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This plan, if adopted, unlike the ordinance, would be applied by the City, the Board of Education and the NRHA and would ensure consistent treatment of all developers and contractors. In addition, the Administration's plan has been reviewed by the business and financial communities and they have indicated that this plan would not deter residential, industrial, and commercial growth and development, while at the same time would maximize minority business participation in these projects. The Administration's plan would require every developer and contractor working on a tax abated project to make a bona fide good faith effort to secure minority business participation. The plan then defines in detail what constitutes a good faith effort. This is the same plan which is currently being used with great success at the Public Service project. This plan has demonstrated that it can work and is working. The Administration's plan would also require a minimal 25% Minority Business Enterprise (MBE) requirement on all construction contracts entered into by the City of Newark.

Councilman Tucker said he thinks that we have to understand that the only construction that the Mayor is talking about, currently now, because we're not talking about the Board of Education and we're not talking about the Housing Authority. We are only talking about contracts that the City of Newark lets. As he indicated initially, the only amount of minority participation under the federal mandated 10% set aside for the City of Newark is 1%. So it becomes very difficult if the City Administration did not guarantee 10% which was mandated by federal law, how in the hell can they possibly guarantee 25%? Whether the Mayor wrote this letter or not, the net result of it is there. He thinks it is very clear that the effort the Public Service is making in regard to developing a building in the downtown area of the City of Newark should be applauded and he thinks they are doing a fine job and it will have major impact on the City of Newark as it will revitalize the downtown areas. But he thinks if we really want to be fair, and he has had conversations with Mr. David S. Rinsky, and he has asked him how many minority contractors have been in receipt of contracts as of today from Public Service. He would not give him an answer. He got in contact with Thurman Smith who supposedly is designated by the Mayor and the Business Administrator to solicit and obtain bids from minority contractors. He contacted Mr. Smith and he informed him that he was in the process of obtaining minority contractors but as of today not one dollar has been given to minority contractors in regard to the Public Service development. So he thinks that we've got to look at it as it is, not as it should be, but look at it the way that it basically stands.

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Councilman Tucker further read the Mayor's communication.

"In light of the above, I respectfully request affirmative action on the Administration's proposal and strongly urge that the Municipal Council approve Resolution 7-R-b at their next Regular Meeting on October 4, 1978."

Councilman Tucker said the point he would like to deal with is that when we started in this process of trying to obtain 25% minority participation, he is very much aware of the impact of the financial community within the City of Newark and very much aware of the role at least they can play and cannot play in the development of the City of Newark. But he is also mindful of the fact that we have an obligation and a responsibility to the residents of the City of Newark and that responsibility to the residents of the City of Newark and that responsibility he does not take lightly. He had a conversation with Mr. Rudy Novotny who is the Chairman of the United States Savings Bank and he reported that his major concern in regard to the 25% set aside was that if he lent money to a contractor to develop a building and that contractor practiced racism, he wasn't involved in that, but the contractor would jeopardize his loan and as a way of protecting his loan, he did not want any requirements at all about hiring minority contractors at all. He said this to Mr. Novotny, "you know, I have no problem about talking my mind no matter where I am." What his position basically says, is that racism is a problem that you should address, it does not interact with representation in the financial community.

Councilman Tucker said he is not of the opinion in any way whatsoever that racism is just something that the City Council needs to address or that the citizenry needs to address. He thinks every person within this entire City needs to really address that question.

Councilman Tucker said he would like to further submit just one item. Councilman James indicated one person who has been made a millionaire within this town. The only person who had the gumption to at least stand up and say that "I don't support it" and, you know, it's going to cause him problems, is the Aspen Group. He received a letter from Sandy Gallanter and, again, he would just like to make things public. Sandy Gallanter started out working as an Aide to the Mayor in the Mayor's transition office. Sandy Gallanter in his mind is a very steadfast individual and he doesn't believe that a person should be knocked primarily because he has effectively made a dollar.

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Councilman Tucker wanted placed in the record letter received from Mr. Gallanter.

"I have read the proposed ordinance requiring a percentage of minority contractors. Although we have attempted to allocate, approximately 20% to 25% of our projects to minority contractors, we have been unable to do so. We have worked very closely with minority contractors association attempting to get qualified minority contractors to take on the work and the responsibilities. There are not sufficient contractors who can completely perform the work within the amount allocated to us by H.U.D. and upon which we can depend. Our experience with roof leaks in five of our projects is a sad testimony to the difficulty of the contractor taking on responsibilities that far exceed his experience.

"Requiring minimum percentage will play havoc with the production of adequate performance and will also mean that minority employees will be replaced by minority contractors. It will disrupt the order of our production, of our performance and will make a lot of minority people who have counted on this employment very unhappy. I endorse the goal and assure you that we will continue our efforts to work to assist minority contractors so that they might do a larger share of our work. We would strongly recommend that the 25% minimum not be made a requirement."

Councilman Tucker said he finds it difficult with every person who has knocked this 25%. All of them saying that they have no problem with minorities. He found it difficult until he read Sunday's paper, an article written by Dr. Nathan Wright, Jr. called, "The Devilish Document Calculates Among General Contractors." Most of you are aware that Dr. Nathan Wright is from the City of Newark. He has become a national commentator and also he has an article that appears in the Star Ledger. The reason why he is concerned with this particular article, here he mentions, conservative literature that is currently being circulated throughout New Jersey and throughout America.

Councilman Tucker reported the highlights of what he has written which was published by the Star Ledger Sunday of this week. It says, "Here are the highlights of a document circulated among general contractors throughout the country entitled, "How to Evade Affirmative Action Programs for Minority Contractors or How to Drive Contract Compliance Officers off their Rockers." And it then says, "A rule, always be courteous, always be congenial, especially to compliance officers."

Councilman Tucker said he would just like to submit that David Rinsky was very courteous. That Rudy Novotny was very courteous and Sandy Gallanter is very courteous. It says, "Always express sympathy for minorities." All of them did that. "Never refuse to do anything." They're not refusing to do anything, they just don't want the 25%. It says, "Promise anything, and procrastinate like hell." They are doing that, make no mistake about that. "Never give the slightest inch without a struggle."

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And it says, "The procedure, secure one or more lists of minority contractors, community organizations, an excellent source of these lists. The lists are usually out of date, many firms listed will have moved or gone out of business. The lists will never give such extraneous information as trades, unions, status, size, financial condition, but don't worry about it, this is to your advantage. Send out invitations to bid to every name on the list, don't discriminate at this point. Send invitations to general contractors, to janitorial supply companies, funeral directors, etc., after all, how do you know which are genuine sub-contractors and who are not. This list continues in the spirit of #10, a variety of options and determines. The documentation might have been entitled, "How to Undermine the United States Constitution and the Congress or how to be a Criminal and Prosper."

Councilman Tucker added he doesn't think his colleagues are confused over this issue and he is not going to sit here and say Councilmen James and Tucker's plan versus the Mayor's plan. He won't give the Mayor's plan that kind of dignity. His concern is simply this. When he took office he took an oath to represent all citizens of the City. He doesn't believe that our current financial or Affirmative Action Plan really and truthfully represents black people and it does not even represent white people, let alone Spanish people. This 25% won't resolve the problem, all it will do is just make us take a step. He said his colleagues on the Council, individually, have to make a decision. He is not going to sit here and try to say that if you vote this way, you're a good guy and if you vote that way, you're a bad guy. He just thinks the citizens of Newark have to make that judgment on them.

Councilman James said prior to roll call, he would like to make three statements for the record. There is no comparison between an Affirmative Action ordinance making it a law for 25% against a good faith resolution calling for 25%. We need to address ourselves to the ills of the past. Secondly, no Affirmative Action Program can work without strong monitoring and penalties for non-conforming contractors. Thirdly, Newark will remain a City struggling for survival as long as its majority population is denied equal jobs and entrepreneurship opportunities. Being the last hired and the first fired with no meaningful construction opportunities is reality in Newark. Now he wished to address himself to the questions.

Councilman James said it is clear from this memorandum to the Council today dated October 4, 1978, that David Rinsky, Chamber of Commerce, the business community and contractors are opposed to this amendment. On the other hand the people who have fought and it is no secret, but not by accident, that Public Service had it's great

luncheon yesterday where many Members of the Chamber of Commerce and the business community could drink a little orange juice and vodka with Members of the Council, those who were in attendance, and sort of share their views with them. You know, it's easier to get it across with vodka and orange juice, he hopes they understand that. So these things the business community does not want and he wants to read the one line from Mr. David Rinsky's paragraph, he says clearly and it is exactly his answer that he gave Councilman Carrino. One, it's good faith to a resolution, that means if you don't want to do it, forget about it. The amendment says do it or you will lose something. Share that pie, give up 25% of that pie or you will lose 75%. Mr. Rinsky said to the Members of this Council before we vote today, he gets it right over here, hand delivered, to save that stamp money, says, "This memorandum is in response to an ordinance which would require 25% of all construction costs for Newark projects be given to minority contractors as a prerequisite to gaining tax abatement." He's saying to us, don't you attach that with any teeth now, don't you make that law and make them lose something if they don't do it because what he is saying is that it is mine, even though they will not comply. So he doesn't want us to have any teeth in it, he doesn't want us to have any teeth in it, he doesn't want to have any force in it. He wants us to say, make it good faith, make it with all delivered speed. He also goes on to state that if we pass this, in his opinion, "we do not want any more construction in Newark." Now, please, that's an insult to everyone's intelligence here. If that man is standing on a corner at Bergen and Lyons selling a newspaper to make a nickel every night and he's Caucasian and a very dear friend for twenty years, will they come to Newark, 9 to 4 to make \$100 million? Of course they will.

Councilman James said he is very sad that Councilwoman Villani indicated that she is just going with the resolution because of a conversation which he certainly respects and he welcomes any comment from the Mayor and anybody else because he thinks we need to make an intelligent decision. But he would say to Councilwoman Villani that the reason she is on the Council today is that the South Ward gave her good support. The reason that Councilman Giuliano is not here today and she is here is because of the votes of the South Ward. And he recalls that when she wanted to know about the South Ward she came to visit us at Ebony Manor and got our votes and support. He remembers her at Osborne and Clinton Avenues in that headquarters saying, what can he do for her. He remembers her in the basement of Ms. Ella Evans, 123 Hansbury Avenue, saying, what can she do for them. He remembers her in the basement of 469 Elizabeth

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Avenue, Frank Hutchins, saying, what can she do for them. He remembers her in the living room of Shirley Henry saying, what can she do for them. Well, now it stands to reason that you go to the people to find out how to vote on this critical issue because others who didn't do that like Mr. Giuliano, who is his dear friend, and he respected him, he could not get those votes.

Councilman James said, now, you can't go to people for their vote and say I don't have to go to you now, I know how to vote in this instance. It would stand to reason that she would visit 469 Elizabeth Avenue and Mr. Hutchins is here. It would stand to reason that she call upon Mrs. Ella Edwards and touch base. It would stand to reason that she contact Shirley Henry and touch base or Dr. Martin Luther King Community Center. The people are for this and David Rinsky is telling us today, don't vote for it y'all. So he is saying that the issue today, we did not dress it up, nobody is dressing up a grandstand. This issue is to benefit minorities and all citizens of Newark. It may not be the best, but we can amend it, it may not be the right one, but we can change it. But he does not see because David Rinsky, who lives out of Newark, writes us a letter that we should go against the people. It is easy for him because David Rinsky cannot vote for him. because he does not live in Newark. David Rinsky did not give him a penny in 1970; did not give him a dime in 1974, did not give him a quarter in 1978. His letter to him, a nice letter, he respects and appreciates it but he will vote for the people.

Councilman Tucker said that he will move for the adoption of this ordinance, seconded by Councilman James.

Councilman Carrino remarked before the vote is taken, he just wants to go on record to say, he does not know if it is going to pass or not pass, but the day a black or hispanic contractor from Pennsylvania gets the contract and the laborers are black and spanish from Pennsylvania come in to do the work and a white company or spanish company, or black company from Newark, who has black and spanish and white laborers can't get the job because we have to accomplish 25%, he hopes that all the grandstanding today is all remembered and nobody puts their heads in the sand and tries to hide.

Councilman Tucker noted that his motion did not close the hearing, it is a move for adoption and he thinks we understand what that clearly is. It does not close the hearing of citizens, it is a move for the adoption of the ordinance.

Councilman Carrino said he would like to take the prerogative after the second to make his observations on certain items in conclusion of what he has been saying.

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He has just received the letter from Mr. Rinsky and he believes everybody just has. He is going along on the advice, not on the business community, but of the Mayor of the City of Newark who is operating and who is in conflict and who is in communication with these problems every day. If the Mayor of the City of Newark feels that we should go one way, then he thinks we should at least give him the opportunity as long as he has something on paper to try to go along in that direction.

Councilman James said the thing that always disturbs him about remarks like that is when the Mayor sent up the question of residency we don't get the support from the West and North Wards. When we settle all the other issues that do not seemingly benefit other agreements, that type of posture is not known. That is all nice. He is glad to hear that and he knows it is not a true statement. When the Mayor sent up residency he did not get that kind of support. When the Mayor sent up a lot of measures he did not get that support and those statements were not made. He would just say that they are nice statements for the day.

Councilman Carrino noted just for the record for his colleague from the South Ward, he is the last person out of the nine who gets called down to the Mayor's Office to sit down with him to talk about working something out between him and the Council. So he does not think he should be the one to criticize him, when the Mayor never comes to him to work out any deals.

Councilman Tucker wished to make a final point. The ordinance, if it is approved, the things his colleague, Councilman James is talking about concerns withdrawals of tax abatements. Neither the Mayor nor the Affirmative Action Review Council can withdraw tax abatement. The only body within the Municipal Government structure of the City of Newark that can withdraw tax abatement is the Newark Municipal Council. He knows that David Rinsky's letter states "the threat of withdrawal of tax abatement would mess with the financial feasibility of the project." He thinks if we want to be real we are well aware of the fact that the Chamber of Commerce has a sphere influence on the Council, the Mayor has a sphere influence on the Council and he thinks we also can look at the track record of our current Affirmative Action Review Council that is currently existing now. In other words, there has been no recommendation since he has been on the Council to withdraw tax abatements. There has been a concerted effort to try to insure that minority apprentice gets the job. David Rinsky and all of the representatives of the Banking Community are consistently lobbying with this Council. He does not believe in any way whatsoever that they are threatened.

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Councilman Martinez felt a lot of people have lost sight of a lot of things. We have been bickering back and forth, etc. He thinks it is something that we missed too. This is the first time in history that a Municipal Council is being given two Affirmative Action Programs. Whether it be one for the Mayor or from the Newark Municipal Council, they are both addressing the problem, they are both addressing a critical situation with minority contractors. So it is obvious that someone is concerned. Whether it be through Administration or through this body. The final vote will come through this body and he thinks history will be made today one way or another.

President Harris requested the City Clerk to place in the record the letter from Mayor Gibson.

TO: Hon. Earl Harris, President, Municipal Council

FROM: Kenneth A. Gibson, Mayor

RE: ORDINANCE # 6S&F-G -- MEETING OF THE MUNICIPAL COUNCIL
OCTOBER 4, 1978
RESOLUTION # 7R-B -- MEETING OF THE MUNICIPAL COUNCIL
OCTOBER 4, 1978

The above items are on the agenda of the Municipal Council scheduled for consideration at their next Regular Meeting on Wednesday, October 4, 1978. Ordinance # 6S&F-G was an ordinance initiated by the Council. Resolution # 7R-B was submitted to the Municipal Council for consideration by the Administration. Both of these pieces of legislation propose to change the Affirmative Action Plan of the City of Newark. For the following reasons, I would request that the Municipal Council reject Ordinance # 6S&F-G and approve Resolution # 7R-B.

Ordinance # 6S&F-G would require a 25% set aside on all construction contracts and tax abatement agreements with the City of Newark. Both the Administration and the Municipal Council have received communications from various members of the financial and business communities which indicate that this ordinance, if adopted in its present form, would serve to deter residential, industrial and commercial growth and development in the City of Newark.

Resolution # 7R-B, proposed by the Administration, differs from Ordinance # 6S&F-G in a number of important respects. This Resolution and the accompanying Affirmative Action Plan sets out in detail the procedures to be followed in the City of Newark, the Newark Board of Education and the Newark Redevelopment and Housing Authority (hereafter NRHA) in the areas of affirmative action in minority employment and affirmative action in business participation by minorities. This plan was the result of over a year of combined joint efforts by the City working in conjunction with the NRHA and the Board of Education.

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This plan, if adopted, unlike the ordinance, would be applied by the City, the Board of Education and the NRHA and would ensure consistent treatment of all developers and contractors. In addition, the Administration's plan has been reviewed by the business and financial communities and they have indicated that this plan would not deter residential, industrial, and commercial growth and development, while at the same time would maximize minority business participation in these projects. The Administration's plan would require every developer and contractor working on a tax abated project to make a bona fide good faith effort to secure minority business participation. The plan then defines in detail what constitutes a good faith effort. This is the same plan which is currently being used with great success at the Public Service project. This plan has demonstrated that it can work and is working. The Administration's plan would also require a minimal 25% Minority Business Enterprise (MBE) requirement on all construction contracts entered into by the City of Newark.

In light of the above, I respectfully request affirmative action on the Administration's proposal and strongly urge that the Municipal Council approve Resolution # 7R-B at their next Regular Meeting on October 4, 1978.

KENNETH A. GIBSON, Mayor

Councilman James said in view of the statement of the City Clerk he would also like to hand to the City Clerk and have him read into the minutes the letter from Mr. David S. Rinsky. He recognizes this data is being submitted because some individuals wish to indicate they are making their votes based on such documents, as the Mayor, although he has indicated for the record, his colleague, whom he worked very close with in the North Ward, this was not the case of the Kawaida Towers, not the Mayor's position. It was certainly not the Mayor's position when waiting in the outer room and the Mayor said he was busy at this time and he cannot entertain him there was no thought of his Mayor then and of course, during the whole question of the residency in order to insure greater jobs for Newarkers, he was not his Mayor then. So he realizes this is a very clever ploy in order to put that into the minutes so we can say he did it because our Mayor told him. He would like to put in the minutes the letter believes is motivating a lot of people and requested the City Clerk to read the letter from Mr. Rinsky because he believes a lot of people are hiding behind the Chamber of Commerce letter.

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The City Clerk stated he has before him a copy of a letter, the original of which was received by him at this meeting at 2:45 P. M. during the course of this meeting. The letter reads as follows and it is addressed to the Members of the Council, from David S. Rinsky, President, Newark Chamber of Commerce, Re: Minority Construction Requirements for Tax Abated Properties, dated October 4, 1978:

This memorandum is in response to an ordinance which would require 25% of all construction costs for Newark projects be given to minority contractors as a prerequisite to gaining tax abatement. I can't help but reflect that five years ago I'm not sure that I would have been as direct, but this city has made much progress and we need to say what's on our minds if we believe it's in the best interests of Newark.

While the goals of the proposed ordinance are admirable, it unfortunately ignores the realities of economic development in a city such as Newark. It's ludicrous to think that any building will be financed or built in this city with such a requirement. All of us in the development process recognize that Newark has been a hard-sell in the past few years. However, that is beginning to change for the better. To legislate an encumbrance of this magnitude, in my opinion, would be tantamount to saying that we do not want any more construction in Newark.

I have spoken to most of the major financial institutions in town and they indicate it would be impossible to finance any project with this requirement. Let me be precise as to why --- if the economic vitality of the project could be put in constant jeopardy with a threat of rescinding tax abatement no financial institution would take the risk of financing. It would be far simpler to finance building in another community where the risks are not nearly as great. Similarly, builders and developers tell me that minority owned businesses for large construction simply are not available in the numbers and sizes necessary and feel that the building risks in Newark would far outweigh the potential.

In my opinion, the public sector must be the first to show its commitment to hiring minority contractors. They must do this by creating the necessary tools to insure success whether it be training programs, or construction related aids. Once the public sector can demonstrate that it can be done, the private sector will follow. In the meantime, I believe we need to tell public and private sector alike that we are serious about hiring minority contractors and they are being put on notice that a staging of public and private participation is being developed. However, to begin this process by putting the burden on the private sector will have a disastrous affect on the future of this city.

It seems to me that a percentage of something is better than 25% of nothing---I am available to speak to anyone about this issue. The purpose of my memorandum is to present the business community's views and concerns, and the disinvestment climate that this ordinance would most certainly create in Newark.

One could also raise a very serious legal question as to the constitutionality of this ordinance. That is not my intent today. My purpose is to, purely and simply, speak to the consequences of passage of this legislation. I hope that I have done so.

Councilman James said it is obvious Mr. Rinsky is recommending the Council not vote for this amendment. He trusted Mr. Rinsky's letter and Mayor Gibson's letter will appear in full in the minutes of this meeting.

At the request of President Harris, Mr. Daniel Blue, Special Assistant to the Mayor was requested to appear at the podium.

President Harris asked Mr. Blue if he was aware Mayor Gibson was trying to accomplish the same goal to make job opportunities available for people in the City of Newark but the Mayor felt in the best interest of the City the proposed ordinance be rejected.

Special Assistant to the Mayor Blue replied in the affirmative.

President Harris asked Mr. Blue if it was not so that tax abatement recommendations start with the Mayor and the Mayor in his judgment makes such recommendation with respect to tax abatements to the Council.

Special Assistant to the Mayor Blue replied in the affirmative.

Councilman James asked Mr. Blue how a resolution with respect to minority contractors would be enforced.

Special Assistant Blue replied a mechanism would have to be developed to identify accountability and he felt a resolution could effectively implement such a program.

President Harris indicated he spoke with the Mayor with respect to the ordinance and the Mayor felt passage of the ordinance would not be in the best interest in terms of the growth of the City. He felt the resolution submitted by him would be the most appropriate action. The Mayor also indicated to him he would not make any recommendations with respect to tax abatements if he did not have the full understanding that the sponsors would abide by a resolution setting forth standards for minority contractors.

Councilman Tucker felt in the past the handling of this problem has not worked too well. He felt this was a viable community issue that needs to be addressed.

No one else appearing, a motion to adopt the ordinance, as amended, on second reading and final passage and continue the public hearing was made by Councilman Tucker, seconded by Councilman James and failed of adoption by the following votes:

Yes: Councilmen James, Johnson, Tucker.

No: Councilmen Bottone, Carrino, Martinez.

Not Voting: Councilmen Grant, Villani, President Harris.

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ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF MONTGOMERY STREET AS LAID OUT 60 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES EXTENDING FROM PRINCE STREET WESTERLY TO THE PROPOSED EASTERLY LINE OF IRVINE TURNER BOULEVARD (FORMERLY BELMONT AVENUE), AND FOR THE VACATION OF CHARLTON STREET AS LAID OUT 55 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM THE PROPOSED NORTHERLY LINE OF SPRUCE STREET TO MONTGOMERY STREET, AND MONTGOMERY STREET TO WEST KINNEY STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES FOR RECONSIDERATION.

President Harris called for ordinances for reconsideration.

6-S & F-1.

The City Clerk read AN ORDINANCE TO REPEAL AN ORDINANCE ENTITLED, AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)" (6-S & F-e, ADOPTED JULY 12, 1978. (TO REPEAL SALARY ORDINANCE FOR DEPARTMENT OF ADMINISTRATION).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected by the Mayor September 28, 1978)

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City Clerk D'Ascensio read letter from Honorable Mayor Kenneth A. Gibson, dated September 28, 1978 stating his reasons why he rejected this ordinance.

Councilman Carrino noted this ordinance is one which was not included in the referendum petition and the Mayor has vetoed same. It is now before the Council to determine whether or not to over-ride the Mayor's veto.

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Grant.

Councilman Tucker pointed out the salary question is to be resolved at the November 7th election. Rather than over-ride the Mayor's veto at this time he suggested deferring action on this item until after the election. After that time the Council can take whatever action they deem necessary with respect to this ordinance.

Councilman James felt it was unfair to continue to permit the Business Administrator to earn more money than the Mayor and it is wrong to permit a few Administrators and Managers to earn more than some Department Heads. He questioned whether these individuals are receiving their increases at this time.

President Harris said it has been indicated to him that they were not being paid the increase but money is being set aside.

Councilman James could not understand why these people have not received their increases since the ordinance increasing same was adopted by the Municipal Council. However, he felt there were presently inequities existing because of this single ordinance being in effect.

Councilman Carrino questioned who had the authority to prohibit the individuals concerned from receiving their money since the ordinance had been passed by the Council.

City Clerk D'Ascensio replied this is an administrative decision.

Councilman Tucker said this is a simple fact of administrative prerogative. The Business Administrator has made a decision that until the disposition of the raises are known these raises not be given to the people covered by this ordinance left out of the referendum.

Councilman Carrino pointed out if the veto is over-ridden, these people would still be entitled to the money which has been withheld since July 12, 1978 to the date of the over-ride.

The motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

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Yes: Councilmen Bottone, Grant, Johnson, Tucker, President Harris.

No: Councilmen Carrino, James, Martinez, Villani.

HEARINGS OF CITIZENS.

6-HC-a.

MR. DAVID CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to recreational activities at 1060 Broad Street and questioned why they don't have a Nutrition Program for the senior citizens there.

Councilman Martinez indicated Director of Housing Development and Rehabilitation Massaro is present in the audience and had a great deal to do with the development of 1060 Broad Street and requested Director Massaro to approach the podium.

Councilman Martinez stated the speaker had sent him a letter recently dealing with problems existing at 1060 Broad Street and asked Director Massaro if he could reply to some of the questions raised.

Director of Housing Development and Rehabilitation Massaro replied Mr. Campbell questioned why air-conditioners were placed in some apartments and he informed him H.U.D. does not permit air-conditioners in low and moderate incoming housing, only to abate noises. Only those apartments facing Broad Street were provided with air-conditioners. With respect to the complaints of the disco, he noted there had been a disco night which was attended by 200 senior citizens. Some of the senior citizens are concerned about the parking lot being locked at 11:00 P. M. and that is because there is only one security man on duty. He recognizes this might cause some inconvenience but the action was initiated because of concern of security for senior citizens.

Director of Housing Development and Rehabilitation Massaro said he is willing to look into any complaints made by Mr. Campbell and will do everything possible to alleviate them. He added the building at 1060 Broad Street is an exemplary building and trusted will continue to be so.

Councilman Grant said he had the occasion to visit 1060 Broad Street and concurs with the speaker that it is an exemplary building. He noted Mr. Ford who is present in the audience who is a resident of 1060 Broad Street whom he has known for some time.

Councilman Grant added it has come to his attention that one of the problems may be alleviated in that there is a possibility of a food service or food store chain opening in the immediate area so that senior citizens would not have to go too far for their shopping.

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Director of Housing Development and Rehabilitation Massaro indicated there is a problem with supermarkets remaining within the City but he has been working with the developer of 1060 Broad Street and with Newark Economic Development Corporation to attempt to develop a supermarket in the Lincoln Park area.

6-HC-b.

MR. THOMAS PETRILLO, 423 CHESTNUT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the rent control ordinance adopted at this meeting. He said he had communicated with Councilwoman Villani indicating there were some problems with the property owners with respect to the ordinance in its present form. He felt the landlords were not given an opportunity to have a large amount of input. He requested the Council to refer the ordinance back to the Committee to protect the rights of the landlords as well as the tenants.

Councilman Martinez noted when this ordinance came up initially, it was referred back to the Committee and landlords and tenants were invited to reach some mutual agreement. He suggested Mr. Petrillo and the tenants and other representatives of landlord organizations be afforded another opportunity to discuss this rent control ordinance.

Councilwoman Villani pointed out the ordinance does not apply to landlords such as Mr. Petrillo since he is one of the finest landlords in the City. If he feels it is unfair, they will certainly have another meeting. However, Councilwoman Villani said the landlords did have an opportunity to voice their opinions at the last Committee meeting held and they did not take advantage of that opportunity. She pointed out Mr. Petrillo was the only landlord in that room who called her and she assumed everyone else was satisfied with the ordinance. His attorney never raised a question when this ordinance was discussed in Committee.

Councilman Tucker said he and other Members of the Committee can make themselves available if there is an agreement that another meeting will be held.

6-HC-c.

MRS. HELEN H. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to safety throughout the City. She felt there is a need for more policemen. The speaker indicated Elliot Street School Parent Teachers Association has requested replacement for school guards and they were told there were no provisions at this time. She felt there is a lack of cooperation between the Board of Education, the schools and the Police Department.

Councilman Tucker noted the Council had met with Director Williams and Chief Zizza and representatives of F.O.P at which time a point was raised about attrition with respect to Members of the Police Department. He pointed out the public must

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interact directly with the City Administration on that issue. He hoped Administration would deal with that problem by appropriating necessary funds in the 1979 Budget but the citizenry must apply pressure directly to the City Administration. He felt when budget hearings are held the community must come down to City Hall to put pressure on the Mayor for hiring Members of the Police Department for those who have been lost through attrition.

6-HC-d.

MR. RICHARD F. DOWLING, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council complaining of the situation where many old buildings are being destroyed to make room for new construction. He pointed out St. James Church which has a historical value is being torn down to make room for a parking lot. The speaker urged the Council to permit the monument of Father John Patrick Washington to remain at its present site with the City maintaining it.

A motion to permit Rose Cooper, Rajahn A. Muhammad and Hubert Graham to be heard under "Hearings of Citizens" was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-e.

MRS. ROSE COOPER, 1060 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council indicating that 1060 Broad Street does not receive any federal funds for their programs. Whatever programs take place are set up by the tenants of that site. The speaker outlined the many activities taking place there and felt that if two or three people are unhappy she did not want 1060 Broad Street to have a bad reputation.

6-HC-f.

MR. RAJAHN A. MUHAMMAD, 42 MAPLE AVENUE, MONTCLAIR, NEW JERSEY, DIRECTOR OF THE C.R.I.S.I.S. COALITION, addressed the Municipal Council questioning what the Council intends to do with respect to the 5 young men from the Newark area who had been missing for approximately six weeks.

Councilman Carrino pointed out after 24 hours of a missing person report, every State Police Department within a 13 State Area receives a report and where children are involved the F.B.I. is informed. He could not understand what the speaker expects the council to do since the mechanism of all the law enforcement agencies is already involved. He felt the authorities are doing everything possible to try to locate these missing persons.

Councilman Grant said it appears to him the speakers' response and questions are completely out of context. The speaker tried to make an analogy between supporting a Member of the City Council for election and his questions with respect to aiding the parents concerned.

Councilman Grant said when he first heard of this matter his first move was to contact Police Director Williams who assured him that a process was being set up to follow through. He noted this matter is a priority on the speakers list and rightfully so, however, there might be someone else in another Ward concerned about another matter which he considers equally important. What the speaker must understand everything must be taken in its context. Certainly the situation with respect to the young people warrants Council's concern and he suggested the parents of the missing children communicate with Council as to what they specifically desire the Council to do.

President Harris pointed out all 9 Members of the Council are concerned about these missing youngsters. However, if any Member of this body attempts to take over police procedures they are subject to arrest. As Councilman Grant indicated constant touch has been made with the Police Director who is charged with the responsibility in matters such as this.

Councilman James commended the speaker for joining the group to increase coverage in the media. He informed the speaker every effort is being made by the Police Department to locate these missing youngsters. He felt many efforts are being made to locate these people and an effort is being made to increase the coverage in the media in the metropolitan area so that there is a greater awareness of the five youngsters who are missing.

Councilman Martinez commended the speaker for his efforts and referred to a missing young woman who was retarded and before they could get adequate publicity she was discovered dead. He felt the Council will support any efforts to increase publicity with respect to this matter.

(For action on this item, see Motion 7-M-d in the minutes of this meeting)

6-HC-g.

MR. HUBERT GRAHAM, 28 LORELI ROAD, WEST ORANGE, NEW JERSEY, addressed the Municipal Council with respect to the rent control ordinance. He felt more Council Members should participate in the Rent Control Committee so that they are fully aware of what has taken place between the landlords and the tenants.

Councilman James said he finds this ordinance very interesting in that if a building is ill-kept, there will be a rent reduction. His concern is that we have to be careful that we do not reward tenants for being destructive. He feels there has to be a sense of fair play for both the tenants and the landlords to be held accountable

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for their actions with respect to complaints.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

/ 7-R-a.

RESOLUTION AUTHORIZING CITY OF NEWARK TO DONATE AND TRANSFER, UPON WRITTEN CONSENT FROM ST. ROSE OF LIMA CHURCH TO THE REMOVAL OF THE FATHER JOHN PATRICK WASHINGTON MONUMENT AT THE CORNER OF NINTH STREET AND SEVENTH AVENUE TO A NEW LOCATION AT SETON HALL UNIVERSITY IN SOUTH ORANGE, NEW JERSEY, AT THE EXPENSE OF THE UNIVERSITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Dr. Francis P. McQuade, Seton Hall University met with the Council September 26, 1978)

Councilman Carrino pointed out the Council is awaiting communication from Dr. McQuade as to decision of Seton Hall University with respect to the transfer of this monument. If by the next meeting Council has not received a communication, he felt the resolution should be rejected.

A motion to defer action on this resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrion, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-b.

RESOLUTION ADOPTING THE NEWARK AFFIRMATIVE ACTION PROGRAM AS TO EMPLOYMENT OF MINORITIES AND UTILIZATION OF MINORITY BUSINESS ENTERPRISES IN CONSTRUCTION CONTRACTS AND TAX ABATEMENT AGREEMENTS WITH CITY OF NEWARK; THE AFFIRMATIVE ACTION REVIEW COUNCIL SHALL BE EMPOWERED TO REVIEW ALL CONSTRUCTION TRADE RELATED CONTRACTS GRANTED BY CITY OF NEWARK TO ENSURE FULL COMPLIANCE WITH THE AFFIRMATIVE ACTION PLAN; AND AFTER EXPIRATION OF FIVE YEARS, THE REVIEW COUNCIL SHALL REVIEW THE PROGRAM AND MAKE A DETERMINATION AS TO WHETHER REMEDIAL RELIEF IN EMPLOYMENT AND MINORITY BUSINESS ENTERPRISE PARTICIPATION IS STILL NECESSARY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Johnson and failed of adoption by the following votes:

Yes: Councilmen James, Johnson, Tucker.

No: Councilmen Bottone, Carrino, Grant, Martinez, Villani, President Harris.

A motion to adopt the resolution was made by President Harris, seconded by

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Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Martinez, Villani, President Harris.

No: Councilmen James, Johnson, Tucker.

7-R-c.

RESOLUTION GRANTING FIREWORKS DISPLAY PERMIT TO ST. GERARD SOCIETY CELEBRATION COMMITTEE OF THE CITY OF NEWARK FOR DISPLAY ON OCTOBER 13, 14, 15, 16, 1978 THROUGH ROUTE OF PROCESSION AND APPROVING INDEMNITY BOND THEREFOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PROJECT ENTITLED "NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT, 5TH YEAR"; SLEPA-\$82,755., STATE BUY-IN-\$4,597., LOCAL CASH-\$4,598.; TOTALLING \$91,950. (LOCAL CASH TO BE PROVIDED BY NORTH WARD, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PROJECT ENTITLED "SECURITY SERVICES FOR NRHA HOUSING PROJECT - 5TH YEAR"; SLEPA-\$61,037., STATE BUY-IN-\$3,390., LOCAL CASH-\$3,391., TOTALLING \$67,818. (LOCAL CASH TO BE PROVIDED BY NEWARK HOUSING AUTHORITY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-46, TREE PLANTING ALONG LOCAL PUBLIC WORKS STREETS IN THE CITY OF NEWARK (F.P. N.J. 01-51-01466) SECTION III,

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FOR TOTAL SUM OF \$45,000., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS;
FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FUL-
FILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS
PROVIDED FOR BY LOCAL PUBLIC WORKS ACT II, RECONSTRUCTION OF STREETS AND SIDEWALKS.
(DUJETS TREE EXPERTS HAS CERTIFIED IN ITS PROPOSAL THAT IT WILL COMPLY WITH ARTICLE
61 "MINORITY BUSINESS UTILIZATION")

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF
CITY OF NEWARK WITH JAMES E. BANKO, INCORPORATED, 16 BEECHTREE ROAD, WEST CALDWELL,
NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-39,
ALTERATIONS FOR PLUMBING, HVAC AND ELECTRICAL FOR THE NEW POLICE AND COURTS COMPLEX
(F.P.N.J. 01-51-21940) PLUMBING-\$36,290., HVAC-\$34,795., TALLING \$71,085., IN
ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF
ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN
NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY LOCAL PUBLIC WORKS
ACT II, NEWARK MUNICIPAL POLICE-COURTS COMPLEX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF
CITY OF NEWARK WITH NEWARK CONSTRUCTION, INCORPORATED, 126 WALNUT STREET, NEWARK, NEW
JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-06,
CONSTRUCTION OF CURBS AND SIDEWALKS ON PORTIONS OF PRINCE STREET, COURT STREET AND
WEST KINNEY STREET, FOR TOTAL SUM OF \$40,983.70., IN ACCORDANCE WITH THEIR PROPOSAL
AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE
ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED
ADDITIONAL \$2,500.; FUNDS PROVIDED BY HOUSING COMMUNITY DEVELOPMENT ACT, SECOND YEAR
URBAN RENEWAL ITEM II, SITE IMPROVEMENTS.

October 4, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH TURF ELECTRIC COMPANY, INCORPORATED, 506 SOUTH 18TH STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-39, ALTERATIONS FOR PLUMBING, HVAC AND ELECTRICAL FOR NEW POLICE AND COURTS COMPLEX (F.P.N.J. 01-51-21840); FOR ELECTRICAL ALTERATIONS FOR TOTAL SUM OF \$71,900.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED BY LOCAL PUBLIC WORKS ACT II, NEWARK MUNICIPAL POLICE-COURTS COMPLEX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH DEERPATH CONSTRUCTION CORPORATION, P. O. BOX 219, MILLBURN, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-43, ALTERATIONS TO FIRST FLOOR AT ENGINE COMPANY NO. 8, 294 FERRY STREET, NEWARK, NEW JERSEY, FOR TOTAL SUM OF \$44,500., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY 1977 FIRE DEPARTMENT CAPITAL BUDGET, CAPITAL BUDGET PROJECT NO. 11-77, FUND 45, DEPARTMENT 75, AGENCY 77, ACCOUNT 111)

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was returned to Administration August 9, 1978 per their request)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 4, 1978

7-R-k.

RESOLUTION RATIFYING SUBMISSION OF APPLICATION FOR CONTINUED FUNDING FOR WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM, FOR PERIOD OCTOBER 1, 1978 TO OCTOBER 4, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION FOR CONTINUED FUNDING FOR THE WOMEN'S, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM FOR PERIOD OCTOBER 5, 1978 TO SEPTEMBER 30, 1979; TOTAL ESTIMATED BUDGET FOR SAID PERIOD IS \$2,449,064.; NEW JERSEY STATE DEPARTMENT OF HEALTH-\$2,133,936., CETA (IN-KIND PERSONNEL)-\$146,912., MARTLAND HOSPITAL (IN-KIND PERSONNEL)-\$13,296., NORTH JERSEY COMMUNITY UNION (IN-KIND PERSONNEL)-\$2,148., CITY OF NEWARK (IN-KIND PERSONNEL)-\$152,772. (THIS RESOLUTION DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS AND ONLY PROVIDES FOR IN-KIND SERVICES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO CONTRACT WITH SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS, TO ASSIST IN PREPARATION OF FINANCIAL DATA REQUIRED FOR "QUALIFIED BONDS" AND "BOND SALE PROSPECTUS" FOR A FEE OF \$15,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING THE MAYOR AND BUSINESS ADMINISTRATOR TO ACCEPT FROM THE UNITED STATES CIVIL SERVICE COMMISSION AMOUNT OF \$20,000. FOR GRANT PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979 UNDER INTERGOVERNMENTAL PERSONNEL ACT; CASH CONTRIBUTION FROM PERSONNEL DIVISION - (\$2,758. - 1979 BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,

Villani, President Harris.

7-R-n.

RESOLUTION RATIFYING CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME, 1155 PLEASANT VALLEY WAY, WEST ORANGE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR FURNISHING KOSHER MEALS IN TITLE VII NUTRITION FOR THE ELDERLY PROGRAM, FOR PERIOD JANUARY 2, 1978 TO OCTOBER 4, 1978, IN AMOUNT OF \$1.917 EACH MEAL (\$59,503.68); FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH DAUGHTERS OF ISRAEL PLEASANT VALLEY HOME, 1155 PLEASANT VALLEY WAY, WEST ORANGE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR FURNISHING KOSHER MEALS IN TITLE VII NUTRITION FOR THE ELDERLY PROGRAM, FOR PERIOD OCTOBER 5, 1978 TO DECEMBER 31, 1978, IN AMOUNT OF \$1.917 EACH MEAL (\$17,176.32); TOTAL AMOUNT OF CONTRACT NOT TO EXCEED \$76,680.; TOTAL AMOUNT SHALL BE PAID FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF NUTRITION FOR THE ELDERLY, KOSHER COMPONENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AMENDING RESOLUTION 7-R-bc, FEBRUARY 1, 1978, CONTRACT WITH MOUNT CARMEL GUILD, INC., TO PROVIDE A WORK EXPERIENCE FOR YOUTH (IN-SCHOOL AND OUT-OF-SCHOOL), BY CHANGING TERMINATION DATE FROM OCTOBER 16, 1978 TO DECEMBER 31, 1978, NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AMENDING RESOLUTION 7-R-bd, JANUARY 18, 1978, CONTRACT WITH START-UP TECHNICAL INSTITUTE, INC., TO PROVIDE TRAINING FOR 26 TRAINEES IN ELECTRONICS ASSEMBLY, BY DELETING (SECTION 7.2) INCENTIVE PAYMENT TO BE MADE 775 TIMES NUMBER OF PLACEMENTS AND INSERTING INCENTIVE PAYMENT TO BE MADE 900 TIMES NUMBER OF PLACEMENTS; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by

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Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH DICTAPHONE CORPORATION, 470 COLFAX AVENUE, CLIFTON, NEW JERSEY, ONLY RESPONSIBLE BID RECEIVED, TO PROVIDE MAINTENANCE OF POLICE COMMUNICATIONS BUREAU VOICE-RECORDER SYSTEM, IN ACCORDANCE WITH SPECIFICATIONS FURNISHED BY POLICE DEPARTMENT; CONTRACT EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL - OCTOBER 5, 1978 TO OCTOBER 4, 1979; FUNDS ENCUMBERED IN 1978 ADOPTED BUDGET OF POLICE DEPARTMENT COMMUNICATIONS BUREAU FOR \$4,751.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AGREEMENT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION TO ESTABLISH AND MANAGE A LOCAL DEVELOPMENT COMPANY FOR SERVICES OUTLINED IN SCOPE OF SERVICES OF SAID AGREEMENT; CONTRACT SHALL COMMENCE OCTOBER 4, 1978 AND SHALL BE COMPLETED BY OCTOBER 3, 1979; NEWARK ECONOMIC DEVELOPMENT CORPORATION SHALL BE APPROPRIATED \$200,000. TO CARRY OUT STATED SERVICES; SAID AMOUNT BEING APPROPRIATED THROUGH GRANT FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE"; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AMENDING RESOLUTION 7-R-by, AUGUST 3, 1977, AGREEMENT WITH ESSEX COUNTY COLLEGE, CHANGING CONTRACT PERIOD TO AUGUST 3, 1977 TO JULY 31, 1979 FROM AUGUST 3, 1977 TO JULY 31, 1978; FURTHER RATIFYING EXISTENCE OF AMENDED CONTRACT FROM PERIOD AUGUST 1, 1978 TO OCTOBER 4, 1978; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO AMENDED CONTRACT FOR PERIOD OCTOBER 5, 1978 TO JULY 31, 1979; NO ADDITIONAL CITY FUNDS ARE REQUIRED; SOURCE OF FUNDS - COMMUNITY DEVELOPMENT BLOCK GRANT UNDER TITLE I OF HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, USC, SECTION 5301, P.L. 93-383; IN THE AMOUNT NOT TO EXCEED \$15,000. (AMENDED CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2) BECAUSE CONTRACT BEING ENTERED INTO IS WITH AN AGENCY OF THE STATE OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT FROM VITO PETILLO AND HIS ATTORNEY, SUM OF \$550. FOR DAMAGES TO TRAFFIC SIGNAL EQUIPMENT WHEN FRED J. HERNDON AND VITO PETILLO WERE INVOLVED IN COLLISION AT INTERSECTION OF UNIVERSITY AVENUE AND CENTRAL AVENUE AND SAID VEHICLE PROPELLED INTO SAID TRAFFIC SIGNAL; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO MR. PETILLO AND HIS ATTORNEYS, FIRM OF MC ELROY, CONNELL, FOLEY & GEISER, GATEWAY 1, NEWARK, UPON RECEIPT OF PAYMENT IN FULL SETTLEMENT OF THIS MATTER. (CITY OF NEWARK INSTITUTED ACTION AGAINST FRED J. HERNDON AND VITO PETILLO, ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR \$414.20 TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY UPON RECEIPT OF GENERAL RELEASE EXECUTED BY CORPORATION IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES TO ALUMINUM ELECTRIC LIGHT POLE OWNED

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BY PUBLIC SERVICE ELECTRIC AND GAS COMPANY BY NEWARK DEMOLITION TEAM WHEN WORKING
AT 57-59 ELIZABETH AVENUE WHEN FRONT END LOADER STRUCK AND DAMAGED SAID POLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT FROM MR. GAYNELL
WILLIAMS AND HIS ATTORNEYS IN AMOUNT OF \$200.50 FOR DAMAGES TO VEHICLE OWNED BY CITY
OF NEWARK AND DRIVEN BY POLICE OFFICER LEON HERBERT WHICH WAS INVOLVED IN ACCIDENT
AT ROSE STREET AND HILLSIDE PLACE; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE
GENERAL RELEASE FROM LIABILITY TO MR. WILLIAMS AND HIS ATTORNEYS, FIRM OF MC ELROY,
CONNELL, FOLEY & GEISER, SUITE 1600, GATEWAY I, NEWARK. (CITY OF NEWARK INSTITUTED
SUITE IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT FROM JOHN BRADBURY,
AS REPRESENTATIVE OF LIBERTY MUTUAL INSURANCE COMPANY, REPRESENTING JOSE A. TORRES AND
ENRIQUE LUGO, IN AMOUNT OF \$780.; FOR DAMAGES TO TRAFFIC SIGNAL EQUIPMENT WHEN
COLLISION OCCURRED INVOLVING MOTOR VEHICLE DRIVEN BY REYNALDO GONZALEZ AND MOTOR
VEHICLE DRIVEN BY JOSE A. TORRES AND OWNED BY ENRIQUE LUGO; FURTHER AUTHORIZING
CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO JOSE A. TORRES AND
ENRIQUE LUGO AND JOHN BRADBURY, LIBERTY MUTUAL INSURANCE, 240 SOUTH HARRISON STREET,
EAST ORANGE, NEW JERSEY, UPON RECEIPT OF AGREED SUM, IN FULL SETTLEMENT OF THIS CLAIM.
(CITY OF NEWARK INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT AGAINST MR. GONZALEZ,
MR. TORRES AND MR. LUGO)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

✓ 7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT FROM HERTZ RENT-A-CAR IN AMOUNT OF \$175. FOR DAMAGES TO VEHICLE OWNED BY CITY OF NEWARK AND DRIVEN BY JOHN MOLKA WHICH WAS INVOLVED IN ACCIDENT AT MAGAZINE AND ROME STREETS WITH VEHICLE DRIVEN BY FRANCISCO GONCALVES AND OWNED BY HERTZ RENT-A-CAR COMPANY; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO HERTZ RENT-A-CAR COMPANY, 660 MADISON AVENUE, NEW YORK, NEW YORK. (CITY OF NEWARK INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

✓ 7-R-y.

RESOLUTION AUTHORIZING DIRECTOR OF PUBLIC WORKS TO EXECUTE AND DELIVER TO TOWNSHIP OF WAYNE, COUNTY OF PASSAIC, RIGHT OF ENTRY AGREEMENT, APPROXIMATELY 2,100 FEET OF NEWARK'S RIGHT-OF-WAY, FOR PURPOSE OF DESNAGGING THE PACKANACK BROOK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

✓ 7-R-z.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 166-168 BROADWAY, BLOCK 516, LOTS 50 AND 51, NEWARK, NEW JERSEY, AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (ST. MICHAEL'S CATHOLIC CHURCH)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

✓ 7-R-ba.

RESOLUTION ACCEPTING BID OF CLEARVIEW BAPTIST CHURCH, FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 342-348 CHANCELLOR AVENUE, BLOCK 3721, LOT 13, NEWARK, NEW JERSEY, FOR \$7,000.; BASED UPON RESOLUTION 7-R-bp, SEPTEMBER 6, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by

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Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb. RESOLUTION ACCEPTING BID OF ASPEN-TEMPLE APARTMENTS CO., FOR PURCHASE OF CITY-OWNED PROPERTIES KNOWN AS 825-829 SOUTH 10TH STREET, BLOCK 3006, LOT 20 AND 860-868 SOUTH 11TH STREET, BLOCK 3006, LOT 32, NEWARK, NEW JERSEY, FOR \$87,000., BASED UPON RESOLUTION 7-R-b, SEPTEMBER 20, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TOTALLING \$116,331.75, TO INDIVIDUALS ON ANNEXED EXHIBIT "A", BY REASON OF COUNTY BOARD JUDGMENTS, VETERANS ALLOWANCE, STATE BOARD JUDGEMENTS, SENIOR CITIZENS ALLOWANCE, AND CASH OVERPAYMENTS FOR THE YEARS 1972, 1974, 1975, 1976 AND 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd. RESOLUTION REFUNDING OVERPAYMENTS OF NEWARK PAYROLL TAXES FOR 1977 AND 1978 TOTALLING \$14,398.52 TO RESPECTIVE TAXPAYERS ON ATTACHED SCHEDULE, SAID OVERPAYMENTS SHALL BE PAID FROM BUDGET OPERATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-be.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND FOUR CHECKS FOR TWENTY-FIVE DOLLARS (\$25.) ONE FOR MR. DAVID SELLEY, MR. JAMES ADAMS, MS. RUBY CLARK AND MR. DAVID JONES, FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THREE CHECKS FOR TWENTY-FIVE DOLLARS (\$25.) ONE FOR MR. CARLOS MOLINA, MR. UGO CAPRA AND MS. JOHNNIE LEE, FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION ESTABLISHING HOLIDAY SCHEDULE FOR THE YEAR 1979.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR JOSEPH TO REMOVE FROM BOOKS AND RECORDS OF HIS OFFICE, SUM OF \$175. TOGETHER WITH INTEREST AND COSTS FOR PREMISES 50 JAMES STREET, ERRONEOUSLY OMITTED ON OFFICIAL TAX SEARCH IN 1976.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 4, 1978

7-R-bi.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO PAUL MOLLE',
TRAINING COORDINATOR, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD
BEGINNING JULY 31, 1978 AND ENDING JANUARY 31, 1979. (CONTINUE WORKING WITH BOARD OF
EDUCATION - FIRST LEAVE BEGAN JANUARY 30, 1976)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO VANESSA
WALLACE, MEDICAL CLAIMS EXAMINER, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL,
FOR PERIOD BEGINNING AUGUST 28, 1978 AND ENDING FEBRUARY 28, 1979. (POSITION WITH
HCDA - FIRST LEAVE BEGAN FEBRUARY 27, 1976)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SALVATORE
JULIANO, FOREMAN, DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, FOR PERIOD
BEGINNING JULY 1, 1978 AND ENDING JANUARY 1, 1979. (MANAGER, SAFE AND CLEAN STREETS -
FIRST LEAVE BEGAN JANUARY 1, 1976)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANTHONY CARRINO,
POLICE OFFICER, POLICE DEPARTMENT, FOR PERIOD BEGINNING JULY 1, 1978 AND ENDING
JUNE 30, 1982. (COUNCILMAN - FIRST LEAVE BEGAN JULY 1, 1974)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 4, 1978

7-R-bm.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HENRY MARTINEZ, SERGEANT OF POLICE, POLICE DEPARTMENT, FOR PERIOD BEGINNING JULY 1, 1978 AND ENDING JUNE 30, 1982. (COUNCILMAN - FIRST LEAVE BEGAN JULY 1, 1974)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HELEN ARIDAS, PRINCIPAL LEGAL STENOGRAPHER, DEPARTMENT OF LAW, FOR PERIOD BEGINNING OCTOBER 29, 1978 AND ENDING APRIL 29, 1979. (PRIVATE SECRETARY TO CORPORATION COUNSEL - FIRST LEAVE BEGAN OCTOBER 31, 1977)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ALONZO KITTRELS, PERSONNEL DIRECTOR, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING SEPTEMBER 20, 1978 AND ENDING MARCH 20, 1979. (POSITION WITH BOARD OF EDUCATION - FIRST LEAVE BEGAN SEPTEMBER 19, 1975)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR VEHICLES, IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, 149 JUNK VEHICLES; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157. (TRUE TITLES - SEE ATTACHED LIST)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 4, 1978

7-R-bq.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM RUBIN BROS., DRUGS-BELMONT, INC., OWNER OF PREMISES 194-198 BADGER AVENUE, BLOCK 2692, LOT 51, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION APPROVING APPLICATION AND PLAN OF RIVERPARK APARTMENTS COMPANY, A LIMITED DIVIDEND LIMITED PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR CONSTRUCTION OF A HOUSING PROJECT AT 618-632 RAYMOND BOULEVARD, ALSO KNOWN AS 44-58 FLEMING AVENUE, LOT 32, BLOCK 2021, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION AND GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF FIFTY (50) YEARS IN COMPLIANCE WITH AND SUBJECT TO THE PROVISIONS AND CONDITIONS OF R.S. 55:16-1 ET SEQ., AND APPROVAL OF PUBLIC HOUSING AND DEVELOPMENT AUTHORITY IN THE DEPARTMENT OF COMMUNITY AFFAIRS OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker.

Councilman Tucker felt the Council should remain consistent in approving all tax abatements. He felt this is an attempt to get tax abatement and not relate to the 25% proposal in the Affirmative Action Review Plan of the City. He felt this agreement should be made conditional on the acceptance of this plan.

Councilman Tucker added there has been an exorbitant number of tax abatement agreements since August of this year and felt these developers are in a hurry to get their agreements without compliance to Affirmative Action Review.

Councilman Martinez pointed out this development would possibly not get off the ground before April or May of next year.

The motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 4, 1978

7-R-bs.

RESOLUTION APPROVING APPLICATION AND PLAN OF IRONBOUND PLAZA URBAN RENEWAL ASSOCIATION, A PARTNERSHIP OF THE STATE OF NEW JERSEY, FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF PROJECT AT 269-279 FERRY STREET, BLOCK 2040, LOTS 1 AND 2, MORE PARTICULARLY DESCRIBED IN SAID APPLICATION AND GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN TWENTY (20) YEARS IN COMPLIANCE WITH AND SUBJECT TO PROVISIONS OF FINANCIAL AGREEMENT AND URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

EMERGENCY RESOLUTION APPROPRIATING \$9,478., UNCLASSIFIED OPERATIONS (PROJECT RESOURCE SUPPORTED WORK MATCH-\$3,159., MUNICIPAL COURTS, MUNICIPAL IMPROVEMENT PROGRAM MATCH-\$3,159., NEWARK VICTIM SERVICE MATCH-\$3,160.); SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Director of Finance Jones, Acting Municipal Comptroller Riley, Budget Officer Banker and Executive Director of Newark Office of Criminal Justice Planning Zalkind met with the Council September 26, 1978)

(This resolution failed of adoption September 26, 1978)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-bu.

EMERGENCY RESOLUTION APPROPRIATING \$5,024., UNCLASSIFIED OPERATIONS, PROJECT RESOURCE CONTINUATION MATCH; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1978 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Director of Finance Jones, Acting Municipal Comptroller Riley, Budget Officer Banker and Executive Director of Newark Office of Criminal Justice Planning Zalkind met with the Council September 26, 1978)

(This resolution failed of adoption September 26, 1978)

October 4, 1978

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,
President Harris.

No: Councilmen Carrino, Martinez.

7-R-bv.

RESOLUTION RECOGNIZING THE WEEK OF OCTOBER 7, 1978 THROUGH OCTOBER 15, 1978
AS "KNIGHTS OF COLUMBUS WEEK" IN THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

7-R-bw.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, JUVENILE JUSTICE AND DELINQUENCY PLANNING, PROJECT #3383, SUBGRANT #J-AA-32-77
\$11,000.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY.
(\$1,222. REPRESENTING THE AMOUNT REQUIRED FOR THE MUNICIPALITIES SHARE OF THE AFORE-
MENTIONED APPEARS IN THE 1978 BUDGET UNDER "UNCLASSIFIED OPERATIONS."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

7-R-bx.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, INDEPENDENCE HIGH SCHOOL, 6TH YEAR, PROJECT 3373, SUBGRANT #A-J-26-77,
\$65,000.; ITEM AVAILABLE FROM NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY.
(\$7,222.22 REPRESENTING THE AMOUNT REQUIRED FOR THE MUNICIPALITIES SHARE WILL BE
PROVIDED FROM IRONBOUND YOUTH PROJECT (PRIVATE FOUNDATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

October 4, 1978

7-R-by.

RESOLUTION AMENDING RESOLUTION 7-R-cl, JUNE 26, 1978, CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR IMPLEMENTATION OF NEWARK MINI-BLOCK PROGRAM, BY CHANGING SOURCE OF FUNDING, LOCAL CASH-\$9,478.(TO BE PROVIDED BY H.C.D.A. MONIES) TO EMERGENCY RESOLUTION 7-R-bt, OCTOBER 4, 1978; FURTHER CONTRACT CONTINGENT UPON APPROVAL OF SAID EMERGENCY RESOLUTION. (\$170,613.-SLEPA, \$9,478.-STATE BUY-IN, \$9,478.-LOCAL CASH, EMERGENCY RESOLUTION 7-R-bt, OCTOBER 4, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-bz.

RESOLUTION AMENDING RESOLUTION 7-R-cm, JUNE 26, 1978, CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR IMPLEMENTATION OF PROJECT RESOURCE CONTINUATION, BY CHANGING SOURCE OF FUNDING, LOCAL CASH-\$5,024. (TO BE PROVIDED BY H.C. D.A. MONIES) TO EMERGENCY RESOLUTION 7-R-bu, OCTOBER 4, 1978; FURTHER CONTRACT CONTINGENT UPON APPROVAL OF SAID EMERGENCY RESOLUTION. (\$90,433.-SLEPA, \$5,024.-STATE BUY-IN, \$5,024.-LOCAL CASH, EMERGENCY RESOLUTION 7-R-bu, October 4, 1978)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, Martinez.

7-R-ca.

RESOLUTION AMENDING RESOLUTION 7-R-bo, MARCH 1, 1978, CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER, INC. TO PROVIDE WORK EXPERIENCE IN-SCHOOL OUT-OF-SCHOOL PROGRAM IN THE VALLEY SECTION OF NEWARK, BY DELETING TERMINATION DATE OF SEPTEMBER 30, 1978 AND INSERTING TERMINATION DATE OF DECEMBER 30, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 4, 1978

7-R-cb.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, EXEMPLARY IN-SCHOOL YOUTH PROGRAM DEMONSTRATION PROJECT, \$284,000.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1978 CITY OF NEWARK BUDGET, FROM UNCLASSIFIED PURPOSES, SALARIES AND WAGES, MUNICIPAL SALARY INCREASE (ACCOUNT #7480) TO DEPARTMENT OF ADMINISTRATION, OFFICE BUSINESS ADMINISTRATION, SALARIES AND WAGES, BUSINESS ADMINISTRATOR AND ASSISTANT BUSINESS ADMINISTRATOR, DIVISION OF BUDGET, SALARIES AND WAGES, BUDGET OFFICER, DIVISION OF CENTRAL PURCHASE, CITY PURCHASING AGENT, DIVISION OF PERSONNEL, SALARIES AND WAGES, CITY PERSONNEL OFFICER AND DIVISION OF TAXICABS, SALARIES AND WAGES, DIRECTOR.

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

MOTIONS.

7-M-a.

A MOTION EXTENDING THE BEST WISHES OF THE NEWARK MUNICIPAL COUNCIL TO ALL CITIZENS OF NEWARK, ESPECIALLY THOSE OF ITALIAN DESCENT, ON THE OCCASION OF "COLUMBUS DAY-OCTOBER 12, 1978", DEDICATED TO THE MEMORY OF THE FAMED GENOESE EXPLORER ON THE 486TH ANNIVERSARY OF THE LANDING OF HIS VOYAGE TO THE NEW WORLD; FURTHER THAT A COPY OF THIS MOTION SUITABLY INSCRIBED BE PRESENTED TO MR. ACE ALAGNA, PUBLISHER OF THE ITALIAN TRIBUNE NEWS, ON BEHALF OF NEWARK'S ITALIAN COMMUNITY.

(For action on this Motion, see Page 13 in the minutes of this meeting)

7-M-b.

A MOTION REQUESTING ALVIN ZACH, DIRECTOR OF ENGINEERING, TO SUBMIT A REPORT TO THE MUNICIPAL COUNCIL ON THE STATUS OF THE SIDEWALK CONSTRUCTION AT THE RESERVOIR SITE TOWNHOUSES ON SOUTH ORANGE AVENUE, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

October 4, 1978

Yes: Councilmen Bottone, Carrion, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION DIRECTING NECESSARY LEGISLATION BE PREPARED WITH RESPECT TO TAXICABS TO DECREASE MAXIMUM ALLOWABLE AGE FOR VEHICLES LICENSED UNDER THIS CHAPTER AFTER JANUARY 1, 1984 TO TWO YEARS, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

7-M-d.

A MOTION REQUESTING THAT HUBERT WILLIAMS, POLICE DIRECTOR, REPORT TO THE MUNICIPAL COUNCIL ON THE EFFORTS TO DATE OF THE NEWARK POLICE DEPARTMENT AND OTHER LAW ENFORCEMENT AGENCIES TO LOCATE THE FOLLOWING YOUNG MEN, WHO HAVE BEEN MISSING FOR SOME SIX WEEKS: RANDY JOHNSON, 492 HAWTHORNE AVENUE, NEWARK; MICHAEL MC DOWELL, 513 MAIN STREET, EAST ORANGE; MELVIN PITTMAN, 32 BEVERLY STREET, NEWARK; ERNEST TAYLOR, 17 LESLIE STREET, NEWARK; ALVIN TURNER, 816 CLINTON AVENUE, NEWARK; FURTHER, REQUESTING DIRECTOR WILLIAMS TO CLOSELY MONITOR THIS SITUATION AND PROVIDE COUNCIL WITH ONGOING INFORMATION AND TO TAKE WHATEVER MEASURES ARE NECESSARY TO LOCATE THESE MISSING YOUNG MEN, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-e.

A MOTION ON BEHALF OF THE MEMBERS OF THE COUNCIL EXTENDING WISHES TO THE JEWISH FRIENDS AND RESIDENTS OF THE CITY OF NEWARK AND THE STATE OF NEW JERSEY A VERY HAPPY AND HEALTHY NEW YEAR, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND THE LEASE BETWEEN THE CITY OF NEWARK AS LANDLORD AND VINDICATE SOCIETY, INC. AS TENANT, FOR PREMISES

October 4, 1978

COMMONLY KNOWN AS 32 CENTRAL AVENUE AND DESIGNATED AS BLOCK 20, LOT 1, ON THE OFFICIAL TAX MAPS AND TAX DUPLICATE (YEAR 1978) OF THE CITY OF NEWARK, FOR THE PURPOSE OF INCORPORATING FOUR (4) ADDITIONAL CONDITIONS INTO SAID LEASE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 18, 1978 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE NEWARK PLAZA PROJECT N.J.R-58 (FIFTH AMENDMENT)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the October 18, 1978 Calendar of the Municipal for first reading, further directing the City Clerk to invite Corporation Counsel Perillo, Engineering Director Zach, Central Planning Board Secretary Adams and Newark Housing Authority Acting Executive Director Hill to meet with the Council at their pre-meeting conference was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF EXCHANGE ALLEY, AS LAID OUT 10 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, EXTENDING FROM MARKET STREET TO EDISON PLACE; AND FOR THE VACATION OF HAYES ALLEY, AS LAID OUT 10 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, EXTENDING FROM MC CARTER HIGHWAY TO EXCHANGE ALLEY, AND FROM EXCHANGE ALLEY TO ALLING STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the October 18,

1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON PROSPECT STREET."

(Deleting Prospect Street, both sides from the northerly curblin of Market

Street to a point 210 feet southerly therefrom

Adding Prospect Street, west side, from the southerly line of Market Street

to a point 210 feet southerly therefrom

Prospect Street, east side, from the southerly line of Market Street

to a point 470 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 18, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH 18TH STREET AND SOUTH 19TH STREET AS ONE-WAY STREETS."

(South 18th Street, southbound, from 11th Avenue to Clinton Avenue

South 19th Street, northbound, from 11th Avenue to Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Johnson, seconded by Councilman Grant.

Councilman James noted many complaints were received when the directions of these streets were changed. Since this problem concerns all three Wards he felt the three Councilmen involved should discuss this prior to the next meeting in order to arrive at some decision.

October 4, 1978

The motion to defer action on this ordinance was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR COMMUNITY HEALTH EDUCATOR AND TO ADJUST THE SALARY RANGE FOR PRINCIPAL CLAIMS SPECIALIST)."

(Community Health Educator	\$11,074. - \$13,460.
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Principal Claims Specialist	12,819. - 15,582.)
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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 18, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL ENGINEER, STRUCTURAL)."

(Principal Engineer	1977	\$16,369. - \$19,887.
(Structural)	1978	17,179. - 20,881.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 18, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXCHANGE OF CITY-OWNED PROPERTY LOCATED IN THE TOWNSHIP OF VERNON, KNOWN AS BLOCK 201, LOT 1 IN

October 4, 1978

EXCHANGE FOR LANDS OWNED BY JOHN L. KURLANDER KNOWN AS BLOCK 203, LOTS 6 AND 7, LOCATED IN THE TOWNSHIP OF VERNON PLUS \$150,000., AND FURTHER AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EXECUTE DOCUMENTS TO EFFECTUATE SUCH EXCHANGE AND COLLECT SUCH SUM."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance subject to physical inspection by the City Clerk's Staff was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-1.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-g) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST SALARIES FOR THE FIRST ASSISTANT CORPORATION AND LEGAL ASSISTANTS AND INCREASE THE NUMBER OF LEGAL ASSISTANTS BY ONE)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker said he has discussed this ordinance with Corporation Counsel Perillo who indicated he desires to discuss this with the Council at their next pre-meeting conference.

Councilman Tucker felt if the positions will be funded under the Federal Program he has no problems but would like to have this discussed with Corporation Counsel Perillo.

A motion directing the City Clerk to place this ordinance on the October 18, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman James.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 11, 1978, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN BERTHA C. LOTT AND JEREMIAH LOTT, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR

October 4, 1978

PREMISES COMMONLY KNOWN AS 156, 158, 160, 162, 164, AND 166 WILSON AVENUE, NEWARK, ESSEX COUNTY, NEW JERSEY, FOR A TERM OF FIVE (5) YEARS PURSUANT TO N.J.S.A. 40A:12-5 (a) (1)."

(\$12,600. for first year; \$13,860. for second year; \$15,246. for third year; \$15,246. for fourth year; \$15,246. for fifth year; in addition to said rent, City shall pay taxes on property which exceed the 1952 tax rate)

(Business Administrator Buck, Corporation Counsel Perillo, Director of Engineering Zach and Director of Public Works Toma met with the Council September 26, 1978)

A motion directing the City Clerk to place this ordinance on the October 18, 1978 Calendar of the Municipal Council for first reading only on the condition that a concerted effort be made by the Department of Public Works to relocate the Division of Traffic and Signals in a City-owned facility as soon as possible; further that the Director of Public Works submit regular reports as to his efforts to acquire such a facility was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 11, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' ADOPTED May 4, 1977 (6-S & F-d) AND AMENDMENTS THERETO. (TO CREATE THE POSITIONS OF SECRETARIAL ASSISTANT AND SUPERVISING CLAIMS EXAMINER IN THE DIVISION OF PERSONNEL)."

(Secretarial Assistant	\$ 9,461. - \$11,074.
Supervising Claims Examiner	12,819. - 15,582.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 18, 1978 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 4, 1978

MISCELLANEOUS.11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from September 12, 1978 to September 26, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Bridget's Church	7508 (Amended)
Queen of Angels Parent Teachers Association	7526 (Amended)
St. Ann's Educational Club	7611 (Amended)
St. Francis Xavier Roman Catholic Church	7653 (Amended)
St. Casimir's Parent Teachers Association	7691 (Amended)
Combined Societies of St. Patrick's Church	7710 (Amended)
Queen of Angels Parent Teachers Association	7773
Most Worshipful Prince Hall Grant Lodge of the State of New Jersey, FNAME	7777
St. Rose of Lima Church	7778
St. Joseph Church	7779 (Amended)
St. Francis Xavier Parent School Guild	7782

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Genesis Baptist Church	7774
Unified Vailsburg Service Organization	7775
Rosary Altar Society of Sacred Heart Church of Vailsburg	7776
Mt. Carmel Guild - Archdiocese of Newark	7780
Catholic Youth Organization of St. Francis Xavier Church	7781

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.

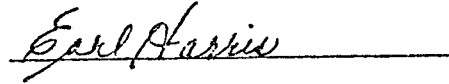
A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

October 4, 1978

This meeting adjourned at 6:15 P. M.

APPROVED:

Frank D'Ascensio
City Clerk

Earl Harris
President

Newark, New Jersey, October 10, 1978

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:05 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 6, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated October 6, 1978 from His Honor, Mayor Kenneth A. Gibson to Council President Earl Harris requesting that a special meeting of the Municipal Council be convened on Tuesday, October 10, 1978, at 2:00 P. M., or as soon thereafter as the Council can convene, to consider eight resolutions.

RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND MOUNT CARMEL GUILD FOR PERIOD OCTOBER 2, 1978 TO OCTOBER 10, 1978, AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD OCTOBER 11, 1978 THROUGH OCTOBER 31, 1978, FOR SUM NOT TO EXCEED \$158,951., FOR TRAINING 283 IN-SCHOOL AND 15 OUT-OF-SCHOOL PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

October 10, 1978

October 10, 1978

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND PUERTO RICAN VETERANS ASSOCIATION OF NEW JERSEY, INC. FOR PERIOD OCTOBER 2, 1978 THROUGH OCTOBER 10, 1978, AND AUTHORIZING MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD OCTOBER 11, 1978 THROUGH OCTOBER 31, 1978, FOR SUM NOT TO EXCEED \$20,500., TO IMPLEMENT VETERAN'S OUTREACH SERVICES PROGRAM; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND NORTH JERSEY COMMUNITY UNION, INC. FOR PERIOD OCTOBER 2, 1978 THROUGH OCTOBER 10, 1978, AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD OCTOBER 11, 1978 THROUGH OCTOBER 31, 1978, FOR SUM NOT TO EXCEED \$4,800., FOR EXAMINATION OF 800 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND NORTH JERSEY COMMUNITY UNION FOR PERIOD OCTOBER 2, 1978 TO OCTOBER 10, 1978, AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD OCTOBER 11, 1978 THROUGH OCTOBER 31, 1978, FOR SUM NOT TO EXCEED \$28,506. FOR TRAINING

October 10, 1978

180 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND NEWARK SERVICES CORPORATION, INC. FOR PERIOD OCTOBER 2, 1978 THROUGH OCTOBER 10, 1978, AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD OCTOBER 11, 1978 THROUGH OCTOBER 31, 1978, FOR SUM NOT TO EXCEED \$200,000., FOR TRAINING 250 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND NEWARK MANPOWER SKILLS CENTER, FOR PERIOD OCTOBER 2, 1978 THROUGH OCTOBER 10, 1978, AND AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD OCTOBER 11, 1978 THROUGH OCTOBER 31, 1978, FOR SUM NOT TO EXCEED \$46,141., FOR TRAINING 120 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT, CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973) (CONTRACT AWARDED PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A 40A:11-5 (a))

October 10, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND EAST WARD COMMUNITY CENTER, ONLY BID RECEIVED, FOR PERIOD OCTOBER 2, 1978 THROUGH OCTOBER 10, 1978, AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD OCTOBER 11, 1978 THROUGH OCTOBER 31, 1978, FOR SUM NOT TO EXCEED \$16,250., FOR SERVICE TO 80 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-h.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND ST. ANN'S BILINGUAL LEARNING CENTER, ONLY BID RECEIVED, FOR PERIOD OCTOBER 2, 1978 THROUGH OCTOBER 10, 1978, AND AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD OCTOBER 11, 1978 THROUGH OCTOBER 31, 1978, FOR SUM NOT TO EXCEED \$54,261., FOR TRAINING 51 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani, President Harris.

October 10, 1978

ADJOURNMENT.

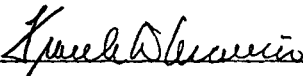
12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Johnson, Martinez, Tucker, Villani, President Harris.

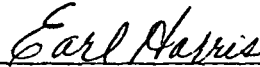
This meeting adjourned at 3:15 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

Newark, New Jersey, October 18, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Oliver L. Brown, II, Roseville United Presbyterian Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Anthony Valante, Sergeant-at-Arms.

President Harris announced Councilwoman Villani was ill at home and Councilman Johnson had to leave because of a family emergency.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 10, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF AUGUST, 1978, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

4-b.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO AUGUST, 1978.

October 18, 1978

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD AUGUST 17, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

4-d.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF SEPTEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JULY 26, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD JULY 26, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

4-g.

The City Clerk presented REPORT OF EXAMINATION OF ACCOUNTS, CITY OF NEWARK, FOR THE YEAR 1977, PREPARED BY SAMUEL KLEIN AND COMPANY, CITY AUDITORS.

(Copy submitted to each Member of the Council)

A motion that the Report on Examination of Accounts be received and Staff study made for report to the Council was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

4-h.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY CITY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF SEPTEMBER, 1978.

A motion to approve the Report of Contracts Awarded was made by Councilman Bottone, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

4-1.

The City Clerk presented AUDIT REPORT OF MUNICIPAL COURT, FOR THE YEAR 1977, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CITY AUDITORS.

A motion that the Audit Report be received and Staff study made for report to the Council was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park,

7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street)

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President

Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Section 23:12-1, Midblock Crosswalks

On Bergen Street, 682 feet south of the southerly curblineline of West Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

October 18, 1978

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6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Durand Street, Eastbound, from Mulberry Street to McCarter Highway
Hoyt Street, Southbound, from New Street to Warren Street
Orange Place, Westbound, from Orange Street to High Street
Pierson Place, Southbound, from Bank Street to Market Street
Rutgers Street, Northbound, from South Orange Avenue to West Market
Street
Searing Street, Northbound, from Warren Street to New Street
Sidney Place, Southbound, from West Market Street to Nelson Place
Summit Place, Westbound, from High Street to Lock Street
Wallace Street, Southbound, from West Market Street to South Orange
Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON DOWNING STREET.

(Downing Street, South side, beginning at a point 155 feet east of the easterly
curbline of Jefferson Street and extending 25 feet easterly
therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SAYBROOK PLACE AS A ONE-WAY STREET.

(Deleting Saybrook Place, Southbound, from Park Place to McCarter Highway

Adding Saybrook Place, Eastbound, from Park Place to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON GOBLE STREET.

(Goble Street, east side, beginning at a point 35 feet south of the southerly curblin of Murray Street, and extending 102 feet southerly therefrom. From 7:00 A. M. to 6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

October 18, 1978

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF WARREN AND WICKLIFFE STREETS.

(Intersection Warren Street and Wickliffe Street)

Right Turn Prohibition - East on Warren Street to South on Wickliffe Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BRILL STREET.

(Brill Street, from Christie Street to Fleming Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH NINTH STREET AS A ONE-WAY STREET.

(North Ninth Street, Southbound, from Delavan Avenue to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND THE LEASE BETWEEN THE CITY OF NEWARK AS LANDLORD AND VINDICATE SOCIETY, INC. AS TENANT, FOR PREMISES COMMONLY KNOWN AS 32 CENTRAL AVENUE AND DESIGNATED AS BLOCK 20, LOT 1, ON THE OFFICIAL TAX MAPS AND TAX DUPLICATE (YEAR 1978) OF THE CITY OF NEWARK, FOR THE PURPOSE OF INCORPORATING FOUR (4) ADDITIONAL CONDITIONS INTO SAID LEASE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

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6-F-o.

The City Clerk read AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE NEWARK PLAZA PROJECT N.J.R-58. (FIFTH AMENDMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading and directing the City Clerk to inform Newark Housing Authority Acting Executive Director Hugh R. Hill that the Housing Authority shall assure the Council that the property involved in this ordinance will be used for parking by tenants only and not for public parking and further, this property will be made available for the proposed widening of McCarter Highway when required, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-p.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF EXCHANGE ALLEY, AS LAID OUT 10 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, EXTENDING FROM MARKET STREET TO EDISON PLACE; AND FOR THE VACATION OF HAYES ALLEY, AS LAID OUT - 10 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, EXTENDING FROM McCARTER HIGHWAY TO EXCHANGE ALLEY, AND FROM EXCHANGE ALLEY TO ALLING STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading and directing the City Clerk to communicate with Newark Housing Authority Acting Executive Director Hugh R. Hill requesting that the Housing Authority ascertain for the Council, to whom the title to the bed of alleys to be vacated would revert; and if title would be in the City, then a consideration be paid for release of such title by the City, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-q.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON PROSPECT STREET.

(Deleting Prospect Street, Both sides, from the northerly line of Market Street to a point 210 feet southerly therefrom

Adding Prospect Street, West side, from the southerly line of Market Street to a point 210 feet southerly therefrom

Prospect Street, East side, from the southerly line of Market Street to a point 470 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR COMMUNITY HEALTH EDUCATOR AND TO ADJUST THE SALARY RANGE FOR PRINCIPAL CLAIMS SPECIALIST)

(Community Health Educator \$11,074. - \$13,460.

Principal Claims Specialist 12,819. - 15,582.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-s.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL ENGINEER, STRUCTURAL)

(Principal Engineer	1977	\$16,369. - \$19,887.
(Structural)	1978	17,179. - 20,881.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-t.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-g) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST SALARIES FOR THE FIRST ASSISTANT CORPORATION COUNSEL AND LEGAL ASSISTANTS AND INCREASE THE NUMBER OF LEGAL ASSISTANTS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council October 17, 1978)

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A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Martinez, Tucker, President Harris.

No: Councilman James.

Not Voting: Councilman Carrino

President Harris: The yeses are five, the no is one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-u.

The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN BERTHA C. LOTT AND JEREMIAH LOTT, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 156, 158, 160, 162, 164 AND 166 WILSON AVENUE, NEWARK, ESSEX COUNTY, NEW JERSEY, FOR A TERM OF FIVE (5) YEARS PURSUANT TO N.J.S. 40A:12-5(a)(1).

(\$12,600. for first year; \$13,860. for second year; \$15,246. for third year; \$15,246. for fourth year; \$15,246. for fifth year; in addition to said rent, City shall pay taxes on property which exceed the 1952 tax rate)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Buck, Corporation Counsel Perillo, Engineering Director Zach and Public Works Director Toma met with the Council September 26, 1978)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-v.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-d) AND AMENDMENTS THERETO. (TO CREATE THE POSITIONS OF SECRETARIAL ASSISTANT AND SUPERVISING CLAIMS EXAMINER IN THE DIVISION OF PERSONNEL.)

(Secretarial Assistant	\$9,461. - \$11,074.
Supervising Claims Examiner	12,819. - 15,582.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

A motion to consider Item 9-b on this Calendar under "Ordinances on First Reading" was made by Councilman Bottone, seconded by Councilman Carrino.

Councilman Carrino asked if the \$150,000. which the City will receive will go into the City Treasury or in the Newark Watershed Conservation and Development Corporation fund.

The City Clerk replied in accordance with the existing agreement between the City and the Newark Watershed Conservation and Development Corporation, the money will go into the treasury of the Newark Watershed Conservation and Development Corporation for its use in administering Watershed properties. However, in the past the City has appropriated money to meet the deficit and operating costs. With this additional money in the Watershed Treasury, it will obviously require less money to be appropriated by the City to maintain that agency.

Councilman Carrino said they would be giving the Newark Watershed Conservation and Development Corporation money to spend the way they want. He would rather have the Watershed Corporation come before the Municipal Council when they have to make an extra expenditure so that the Council would have some handle on what the Newark Watershed Conservation and Development Corporation is doing with the money. To just put \$150,000. in their budget is not very prudent on the City's part.

Councilman Bottone felt the way the structure of the Watershed is right now, that cannot be done because they have a Board and a Board of Trustees. At their meetings, each one of these transactions are brought up and voted upon. It would be against the

charter and bylaws of the Newark Watershed Conservation and Development Corporation to spend money indiscriminately.

The motion to consider Item 9-b on this Calendar under "Ordinances on First Reading" was adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

No: Councilman Carrino.

6-F-w.

The City Clerk read AN ORDINANCE AUTHORIZING THE EXCHANGE OF CITY-OWNED PROPERTY LOCATED IN THE TOWNSHIP OF VERNON, KNOWN AS BLOCK 201, LOT 1 IN EXCHANGE FOR LANDS OWNED BY JOHN L. KURLANDER KNOWN AS BLOCK 201, LOTS 6 AND 7 LOCATED IN THE TOWNSHIP OF VERNON PLUS \$150,000., AND FURTHER AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EXECUTE DOCUMENTS TO EFFECTUATE SUCH EXCHANGE AND COLLECT SUCH SUM.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

No: Councilman Carrino.

President Harris: The yeses are six and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-x.

The City Clerk read AN ORDINANCE CHANGING THE NAME OF WAVERLY AVENUE, IN ITS ENTIRETY, TO MUHAMMAD ALI AVENUE.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Tucker, President Harris.

No: Councilman Carrino.

Not Voting: Councilman Martinez.

President Harris: The yeses are five, the no is one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and

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passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

President Harris indicated "The Champ" is coming to Newark on October 29 and the public is welcome to attend. He was told Newark is one of the first cities in the country to so recognize Muhammad Ali and he thinks it is a tremendous tribute because of the inspiration and example he has set for our youth to follow. Certainly Newark is leading the way. There will be further announcements of future plans that will develop in the Central Ward.

Councilman Grant felt the persons responsible for "The Champ" coming into Newark are to be commended. He thinks they offer no apology in saying they are personal friends of "The Champ." The history has been that most people are honored after their demise. Certainly the Heavyweight Champion of the World, Muhammad Ali, is himself honored and has indicated to them by telephone that the City of Newark is the first City in America, or anywhere in the world, to change the name of any street to honor him. Councilman Grant felt what Newark has done is a first and certainly shows they are in the forefront when it comes to recognizing our national and international heroes. Along with the kind of publicity Newark will be getting, Mrs. Carolyn Kelley, who was seated in the audience this evening, has played a tremendous role in bringing this whole thing together and bringing it to the attention of the Municipal Council.

6-F-y.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, ARTICLE 11, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Martinez, Tucker, President Harris.

No: Councilmen Bottone, Carrino.

President Harris: The yeses are five and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

6-F-z.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, ADMINISTRATION, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, ARTICLE 7, TAXICAB COMMISSION, SECTION 2:5-17, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO PROVIDE FOR COMPENSATION OF COMMISSION MEMBERS - \$2,500. PER ANNUM IN PROPORTION TO NUMBER OF MEETINGS ATTENDED)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 1, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE YOUTH CONSULTATION SERVICE, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 284 BROADWAY, NEWARK, NEW JERSEY, FOR A TERM OF ONE (1) YEAR PURSUANT TO N.J.S. 40A:12-5(a)(1). (ANNUAL RENTAL OF \$3,697.50)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That premises commonly known as 284 Broadway, Newark, New Jersey, designated as Block 562, Lot 27, consisting of approximately 4,350 square feet, on the Official Tax Maps and Tax Duplicate (year 1978) of the City of Newark are necessary for the performance of its governmental functions.

2. That pursuant to N.J.S. 40A:12-5(a)(1) the Director of the Department of Health and Welfare is hereby authorized to enter into a written lease agreement, the terms and conditions of which are set forth in a copy attached hereto and made a part hereof, with the Youth Consultation Service, owners of the subject premises, for a period of one (1) year, commencing September 1, 1978 at a annual rental of \$3,697.50.

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3. That funds to pay such consideration are available; said funds shall be from the 1978 budget of the Newark Office of Elderly Affairs.

4. That a duly executed copy of the written final agreement shall be permanently filed with this Ordinance in the office of the City Clerk by the Director of the Department of Health and Welfare.

5. That this Ordinance shall take effect upon passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE ELIZABETH - WEEQUAHIC PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 747-757 ELIZABETH AVENUE, NEWARK, NEW JERSEY, FOR A TERM OF (1) YEAR PURSUANT TO N.J.S. 40A:12-5(a)(1). (ANNUAL RENTAL OF \$5,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That premises commonly known as 747-757 Elizabeth Avenue, Newark, New Jersey, designated as Block 3682, Lot 34, consisting of approximately 6,000 square feet, on the Official Tax Maps and Tax Duplicate (year 1978) of the City of Newark are necessary for the performance of its governmental functions.

2. That pursuant to N.J.S. 40A:12-5(a)(1) the Director of the Department of Health and Welfare is hereby authorized to enter into a written lease agreement, the terms and conditions of which are set forth in a copy attached hereto and made a part hereof, with the Elizabeth-Weequahic Presbyterian Church, owners of the subject premises, for a period of one (1) year, commencing September 1, 1978 at an annual rental of \$5,000.00.

3. That funds to pay such consideration are available; said funds shall be from the 1978 budget of the Newark Office of Elderly Affairs.

4. That a duly executed copy of the written final agreement shall be permanently filed with this Ordinance in the Office of the City Clerk by the Director of the Department of Health and Welfare.

5. That this Ordinance shall take effect upon passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE ESTABLISHING THE NEWARK LANDMARKS AND HISTORIC DISTRICT COMMISSION;
PROVIDING FOR THE POWERS OF SAID COMMISSION; AND FIXING THE PROCEDURES OF GOVERNING
APPLICATIONS REFERRED TO SAID COMMISSION.

WHEREAS, the spirit and direction of this City, State, and Nation are founded upon and reflected in Newark's historic past; and

WHEREAS, it is deemed desirable to preserve the historical and cultural foundations of the City in an orderly and coordinated manner to give a sense of orientation to the people of Newark and their visitors; and

WHEREAS, in the face of increasing urban development, the present governmental and nongovernmental historic preservation programs and activities are inadequate to insure future generations a genuine opportunity to appreciate and enjoy the rich heritage of this City; and

WHEREAS, it is necessary and appropriate for the City to commence a comprehensive preservation program in addition to the programs and efforts of private agencies and individuals, by the creation of a Landmarks and Historic District Commission.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK OF THE STATE OF NEW JERSEY THAT:

Section 1. Declaration of Purpose and Public Policy

Many improvements and landscape features having a special character or a special historical or aesthetic interest or value and representing the finest architectural products of distinct periods in the history of the City have been uprooted without adequate consideration of the irreplaceable loss to the people of the City of the aesthetic, cultural and historic values represented by such improvements and landscape features, notwithstanding the feasibility of preserving and continuing the use of such improvements and landscape features. In addition, distinct areas may be similarly uprooted or may have their distinctiveness destroyed, although the preservation thereof may be both feasible and desirable.

It is hereby declared as a matter of public policy that the protection, enhancement, perpetuation and use of improvements and landscape features of special character or special historical or aesthetic interest or value is a public necessity and is required in the interest of the health, prosperity, safety and welfare of the people. The purpose of this ordinance is to:

- a. Effect and accomplish the protection, enhancement and perpetuation of such improvements, landscape features and districts which represent or reflect elements of this City's cultural, social, economic, political and architectural history.
- b. Safeguard the City's historic, aesthetic and cultural heritage, as embodied and reflected in such improvements, landscape features and districts.
- c. Stabilize and improve neighborhood areas.
- d. Foster civic pride in the beauty and noble accomplishments of the past.
- e. Protect and enhance the City's attractions to tourists and visitors and the support and stimulus to business and industry thereby provided.
- f. Strengthen the economy of the City; and
- g. Promote the use of landmarks, landmark sites and historical districts for the education, pleasure and welfare of the people of the City.

Section 2. Definitions. Whenever the following terms, words or phrases are used in this article, they shall have the meaning and scope herein given:

- a. Alteration: any act defined as an alteration by the Uniform Construction Code established under Chapter 217, laws of 1975 and Title 5, Chapter 23 of the New Jersey Administrative Code (N.J.A.C.). An alteration or construction shall be deemed to be "major" if the estimated cost of the alteration is \$500 or greater or the alteration will change the architectural integrity or significant details of the improvement; an alteration or construction shall be deemed to be "minor" if the estimated cost of the alteration is less than \$500 and the alteration does not change the architectural integrity or significant details of the improvement.

b. Commission: the Newark Landmarks and Historic District Commission.

c. Construction Official: that City officer serving as the Chief Administrator of the State Uniform Construction Code Enforcing Agency heretofore established in the City of Newark.

d. Day: any day other than Saturday, Sunday or legal holiday.

e. Exterior Architectural Feature: the architectural style, design, general arrangement and components of all the outer surfaces enclosed by said exterior surfaces, including, but not limited to, the kind, texture and color of the building material, and the type and style of all windows, doors, lights, signs, and other features appurtenant to such improvement.

f. Historic District: any area which:

i. Contains improvements which:

(a) Have a special achitectural, historic or aesthetic interest or value.

(b) Cause such area, by reason of such features, to constitute a distinct section of the City.

ii. Has been designated as an historic district pursuant to Section 8a of this Ordinance.

g. Improvement: any building, structure, place, work of art or other object constituting a physical betterment of the real property, or any part of such betterment.

h. Improvement Parcel: the unit of real property which:

i. Includes a physical betterment constituting an improvement and the land embracing the site thereof.

ii. Is treated as a single entity for the purpose of levying taxes; provided, that the term "improvement parcel" shall also include any unimproved area of land which is treated as a single entity for such tax purposes.

i. Landmark: any exterior or interior improvement, any part of which has a special character or special historic or aesthetic interest or value as part of the development, heritage or cultural characteristics of the City, State of Nation and which has been designated as a landmark pursuant to the provisions of Section 8a of this Ordinance.

j. Landmark Site: an improvement parcel or part thereof on which is situated a landmark and any abutting improvement parcel or part thereof used as and constituting a part of the premises on which the landmark is situated, and which has been designated a landmark site pursuant to the provisions of Section 8a of this Ordinance.

k. Owner: any person or persons having such right to, title to, or interest in any improvement so as to be legally entitled, upon obtaining the required permits and approvals from the City agencies having jurisdiction over building construction, to perform with respect to such property any demolition, construction, reconstruction, alteration, restoration or other work as to which such person seeks the authorization or approval of the Commission.

Section 3. Commission established. There is hereby established in the Office of the Mayor a commission, which shall be known as the "Newark Landmarks and Historic District Commission."

Section 4. Membership. The Commission shall consist of seven unsalaried members as follows:

- a. One licensed architect having principal offices in the City of Newark.
- b. One historian knowledgeable in the field of architecture.
- c. The City planning officer.
- d. The construction official.
- e. One resident of the City of Newark to be chosen from a list submitted by the Newark Preservation and Landmarks Committee.
- f. One member of the business community chosen from a list submitted by the Newark Chamber of Commerce.
- g. One member of the Municipal Council selected by that body.

Section 5. Terms; vacancies.

- a. The members of the Commission, other than those serving under the provisions of subsections 4c and 4d above, shall be appointed by the mayor for terms of three years, provided that of those members first taking office, one shall be appointed for a one-year term, two for two-year terms, and two for three-year terms. Each member shall serve until the appointment and qualification of a successor. Any member of the Commission may be removed by the mayor for cause.
- b. If a vacancy shall occur otherwise than by expiration of the term, it shall be filled by appointment, as above provided, for the unexpired term.

Section 6. Procedures.

- a. The Mayor shall designate one of the members of the Commission to be chairperson and one to be vice-chairperson. The chairperson and vice-chairperson shall serve as such until a successor or successors are designated. The Division of City Planning shall be staff to the Commission.
- b. The Commission shall create rules and procedures for the transaction of its business subject to the following:

A quorum for the transaction of business shall consist of four of the Commission's members including the chairperson, or in

his or her absence, the vice-chairperson.

The Commission shall keep minutes and records of all meetings and proceedings including voting records, attendance, resolutions, findings, determinations and decisions. All such minutes and records shall be public records.

Section 7. Scope of Powers.

a. Nothing contained in this section shall be construed as authorizing the Commission, in acting with respect to any landmark, landmark site, historic district, or improvement therein, or in adopting regulations in relation thereto:

- i. To regulate or limit the height and bulk of buildings.
- ii. To regulate or supervise ordinary maintenance and repair which in no way affects the design, material, or appearance of a landmark or landmark site or the exterior of an improvement within an historic district.
- iii. To regulate the area of yards, courts, or other open spaces.
- iv. To regulate the density of population or to regulate and restrict the locations of trades and industries or the location of buildings designed for specific uses or to create districts for any such purpose.
- v. To prevent the issuance of a permit by the construction official for the repair, reconstruction, alteration, restoration, preservation, demolition or other work of a temporary or permanent nature, with regard to any building or part of a building, which is in violation of any public building code or standard for public or individual safety if:
 - (a) No reasonable, satisfactory alternatives to such work can be determined by the Commission or the owner within the period prescribed for the review of any such application.
 - (b) Such work is required to be commenced immediately in the interest of public safety in the discretion of the construction official in which case the permit shall be issued directly by the construction official without the need to await the Commission's action.
- vi. To regulate municipally-owned and operated or municipally-operated buildings and premises used for governmental purposes.

b. Except as provided in subsection "a" of this section, the Commission may, in exercising or performing its powers, duties, or functions under this ordinance with respect to any improvement on a landmark, landmark site or in an historic district, apply or impose, with respect to the construction, reconstruction, alteration, restoration, preservation, demolition or use of such improvement, regulations, limitations, determinations, or conditions which are more restrictive than those prescribed or made by or pursuant to other provisions of law applicable to such activities, work, or use.

c. The Commission shall have the authority to consider and act in the manner specified hereinafter on all permit applications which propose to construct, reconstruct, alter, restore, preserve or demolish any architectural features of a landmark or landmark site or any exterior architectural feature of an historic district which appears on the official landmark and historic district designation list and map or which is under consideration for designation as a landmark, landmark site, or historic district. In its actions, the Commission shall be guided by such considerations as architectural style, general design, and general arrangement of the exterior of the improvement or district including the color, the kind and texture of the building material, and the type and style of all windows, doors, light fixtures, signs, and other appurtenant fixtures.

Section 8. Designation of Landmarks, Landmark Sites, and Historic Districts.

a. The Commission shall prepare surveys of the City of Newark at its discretion for the purpose of identifying landmarks, landmark sites, and historic districts which are worthy of protection and preservation because of their historical, cultural, social, or architectural significance.

b. The Commission shall tentatively designate property as a landmark, landmark site, or as within an area being considered for designation as an historic district. Thereafter, the Commission, by certified mail, shall:

- i. Notify each owner that his or her property is being considered for designation as a landmark, landmark site, or is within an area being considered for designation as an historic district.
- ii. Advise each owner of the significance and consequence of such designation and of the opportunity and right to challenge or contest such designation.
- iii. Invite each owner to voluntarily consent to final designation without the need for public hearing or other procedure.

c. Where the owner refuses to consent to designation of the property as a landmark or landmark site or where the Commission is considering the designation of an area as an historic district, the Commission shall hold a public hearing on such designation at which time all interested parties shall be entitled to present their opinions, suggestions, and objections.

d. Notice of the public hearing shall be given by publication in a newspaper of general circulation in the City and by mailing a copy thereof, by certified mail, at least 10 days prior to the date set for the hearing to the owner or owners of the property being considered for designation as a landmark, landmark site or within an area being considered for designation as an historic district. Such notice shall identify the property which is the subject of the hearing by street address and by reference to block and lot numbers and, in the case of a hearing on the designation of an historic district, such notice shall set forth the boundaries of the area.

e. After full consideration of the evidence brought forth at the public hearing, the Commission shall make a decision on the designation of such landmark, landmark site, or historic district and shall issue a report stating reasons in support of its action. A copy of the Commission's decision and report shall be mailed to each owner of property entitled to receive notice under Section 8d above and to each interested party who requests such copy.

f. In the event property is designated as a landmark, landmark site, or within an historic district, such designation shall be submitted to the municipal council together with the report of the Commission. The municipal council shall have an opportunity to disapprove of any such designation within 45 days of the date of submission.

g. All landmarks, landmark sites, and historic districts shall be listed and plotted on a map and kept as the permanent designation record of the Commission. A copy of such list and map shall be filed with the city clerk, the secretary of the central planning board, the secretary of the board of adjustment and the construction official.

h. A certificate of designation shall be served upon the owner of each property designated as a landmark, landmark site or within an historic district and a copy thereof, certified as a true copy by the city clerk, shall be filed in the office of the Register of Deeds and Mortgages for Essex County.

i. Each designated landmark, landmark site, and historic district may be marked by an appropriate plaque carrying a brief description and account of the historical and/or aesthetic significance of the property.

Section 9. Regulation of construction, reconstruction, alteration, preservation and demolition.

a. No person shall alter, restore, demolish, perform any construction activity or apply paint, stain or other preservative upon any designated landmark, landmark site, or exterior of an improvement therein, or upon the exterior of property within an historic district in any way without first securing from the construction official a permit to perform such work as provided for by this section.

b. Upon receipt of an application for such permit, the construction official shall immediately refer the application together with plans and specifications for the work to the Commission for its review.

c. If the application is for a permit for a minor alteration, within five days after receiving a copy of the application the Commission shall determine:

- i. Whether the proposed work would change, destroy, or adversely affect any exterior feature of the landmark, landmark site, or property within an historic district or any interior architectural feature of an interior landmark.
- ii. In the case of a proposed construction of a new improvement, or additional improvement upon a landmark site or within an historic area, whether such construction would affect adversely the external appearance of existing improvements on the site in question or on neighboring sites.

If the Commission determines both such questions in the negative, it shall forward a certificate of appropriateness to the construction official, which certificate shall be sufficient authority for the issuance of the permit applied for. If the Commission determines either such question in the affirmative, the Commission shall direct the construction official not to issue the permit and shall submit together with its direction a statement of reasons for denying the application.

d. If the application is for a permit for a major alteration or for a minor alteration which the Commission denied under subsection "c" of this section, then within 30 days after receiving the application and plans and specifications, the Commission shall hold a hearing on the application and reach a decision on the appropriateness or inappropriateness of the work to be performed. Notice of the hearing shall be mailed to the applicant by certified mail and shall be published in a newspaper of general circulation within the municipality at least 10 days prior to the hearing.

e. In making a determination with respect to any such application for a permit the Commission shall consider, in addition to any other matters, aesthetic, historical and architectural values and significance, architectural style, design, arrangement, texture, material, and color.

f. In making a determination with respect to any such application for a permit to construct, reconstruct, alter, restore, preserve or demolish an improvement in an historic district, the Commission shall consider the effect of the proposed work in creating, changing, destroying or affecting the exterior architectural features of the improvement upon which such work is to be done and the relationship between the results of such work and the exterior architectural features of other neighboring improvements in such district.

g. In making a determination with respect to an application for a permit to reconstruct, alter, restore, preserve or demolish a landmark, the Commission shall consider the effects of the proposed work upon the protection, enhancement, perpetuation, and use of the architectural features of such landmark which cause it to possess a special character or special historical or aesthetic interest or value.

h. In making a determination with respect to any application for a permit to construct, reconstruct, alter, restore, preserve or demolish any improvement on a landmark site, other than a landmark, the Commission shall consider the effects of the proposed work in creating, changing, destroying, or affecting the exterior architectural features of the improvement upon which such work is to be done, the relationship between such exterior architectural features, together with such effects, and the exterior architectural features of the landmark, and the effects of the results of such work upon the protection, enhancement, perpetuation and use of the landmark on such site.

i. Should the Commission conclude that the proposed construction, reconstruction, alteration, restoration, preservation or demolition would not have a significant detrimental effect on the landmark, landmark site, or historic district in question a certificate of appropriateness endorsed by the chairperson shall be submitted to the construction official.

j. Should the Commission conclude that the proposed construction, reconstruction, alteration, restoration, preservation or demolition would have significant detrimental effect on the landmark, landmark site, or historic district in question, a notice of postponement shall be submitted to the construction official which shall operate to bar the issuance of the permit for a period of 60 days, during which time the Commission shall attempt to resolve the factors underlying the notice of postponement.

k. During the postponement period the Commission shall consider whether the owner could receive a reasonable rate of return on his/her investment if the work were to be performed as proposed by the Commission or, in the case of an application for a permit to demolish, if demolition were prohibited. The Commission shall explore all possible means of preserving, to the greatest extent possible, the landmark, landmark site or improvement within an historic district including, but not

limited to, negotiating with the owner toward voluntary compromise as to the manner of alteration, construction or renovation, convening public hearings designed to elicit public opinion concerning the merits and alternative means of preservation of the premises in question, instigating condemnation action by city or state government, and exploring and soliciting tax or other fiscal benefits having the potential to relieve the owner of any unreasonable financial burdens resulting from the inability to take action as proposed by the Commission.

1. Upon resolution of the factors underlying the notice of postponement, a certificate of appropriateness endorsed by the chairperson shall be issued by the Commission to the construction official specifying the terms of the resolution or compromise reached between the Commission and the owner.

m. If, at the expiration of the period of postponement or such additional period consented to by the owner, no resolution or compromise agreement is reached and no action has been taken by the city or state toward condemnation of the property in question and the applicant has established to the satisfaction of the Commission that:

i. The improvement parcel(s) which includes such improvement as existing at the time of the filing of the application is not capable of earning a reasonable return; and

ii. The owner of such improvement:

(a) in the case of an application for a permit to demolish, seeks in good faith to demolish such improvement immediately for the purpose of constructing on the site thereof with reasonable promptness a new building or other income-producing facility, or for the purpose of terminating the operation of the improvement at a loss; or

(b) in the case of an application for a permit to make alterations, reconstruct or preserve seeks in good faith to alter, reconstruct or preserve such improvement, with reasonable promptness, for the purpose of increasing the return therefrom;

a notice to proceed, endorsed by the chairperson, shall be issued by the Commission to the construction official.

n. If, at the expiration of the period of postponement or such additional period consented to by the applicant, no resolution or compromise agreement is reached, no action has been taken by the city or state toward condemnation of the property in question and the applicant has not established the conditions of subsection 9m-i and 9m-ii above, notice shall be given to the construction official that a certificate of appropriateness has been denied. Thereafter, no permit shall be issued authorizing the alteration, preservation, demolition or construction work as originally applied for.

Section 10. Enforcement; penalties.

The provisions of this ordinance shall be enforced by the construction official. Any person or corporation, including any officer, director or employee of a corporation, violating the provisions of subsection "a" of section 9 above shall be subject to the same penalties as for violations of the Uniform Construction Code set forth in an ordinance heretofore adopted establishing the State Uniform Construction Code Enforcing Agency in the City of Newark.

Section 11. Severability.

If any of the provisions of this ordinance shall be judged invalid by a court of competent jurisdiction, such order or judgment shall not affect or invalidate the remainder of this ordinance.

Section 12. This ordinance shall take effect upon final passage and publication as provided by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 15, Chapter 9B, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and the same is hereby amended to read in its entirety as follows:

Sec. 11 - Rent Decreases

During the term of this ordinance a rent decrease may be granted by the Board for any decrease in housing space or services. A tenant or group of tenants may petition for rent reduction through the Rent Control Board.

A decrease in services, such as to justify a rent decrease under this section, shall include any cessation or inadequate provision of the vital services listed herein, due to deterioration or improper maintenance of said services, where it is the responsibility of the landlord to provide said services. For the following decreases in services, a petitioner, or petitioners rents may be decreased by the following percentages of the total rent or rents collected during the period of said decrease in services:

1. NO HEAT IN WINTER.....75%
2. INADEQUATE HEAT IN WINTER (Defined as an indoor temperature of 68° Farenheit, or less, when outdoor temperature is 50° Farenheit, or less)25% to 50%.
3. NO WATER.....50%
4. NO HOT WATER (When provision of hot water is the responsibility of the landlord).....25% to 75%
5. ROOF LEAKS (Such as to make the apartment, or dwelling unit uninhabitable).....25% to 75%
6. RATS AND ROACHES (Defined to mean either the substantial presence of rats, roaches, or other rodents or insects, or conditions, such as harborages, caused by the neglect of the landlord, which would reasonably be expected to cause an infestation of rats, roaches, vermin or other insects).....10% to 50%
7. NON - FUNCTIONING STOVES OR REFRIGERATORS (Where supplied by landlord).....10%
8. FAULTY ELECTRICAL FIXTURES (Such as to constitute a dangerous condition, or threat to the health and safety of the tenant).....10% to 50%
9. FAULTY PLUMBING (Defined as inoperable "fixtures", i.e., tub, sink, toilet, kitchen sink).....15% * *(15% per fixture, but not to exceed a maximum of 75% of the total rent of all petitioners)
10. INOPERABLE ELEVATOR (Shall only apply in buildings over four stories, when inoperability is due to the neglect of the landlord; reduction shall only be applied to tenants of said building living on fifth floor or above).....10%
11. REDUCTION IN HOUSING SPACE (Rent shall be reduced by a percentage equivalent to the percentage of reduction in housing space).

Where a range of percentages is indicated for a decrease in services, the Board shall have the discretion to assign any percentage reduction within the permissible range. In assigning said percentage, the Board shall consider the following factors: the severity of the condition in terms of its affect upon the health, safety, and comfort of the petitioners; the good faith efforts of the landlord to correct said conditions, to the best of his practical and financial ability; in situations of decrease in services in common areas, the number of tenants effected; and any other considerations which the Board, in its discretion, deems necessary in reaching a fair and equitable determination.

No petition for a rent decrease, due to a decrease in services, shall be considered under this section, unless the potential decrease in rent for each petitioner, or each tenant in a group petition, shall be greater than 74% of their rent for the period of the decrease in services, as determined by the Administrative Branch of the Rent Control Board. For purposes of making this determination, decreases in services affecting common areas shall be treated as potential reductions in the rent of each and every petitioner, or member participating in a group petition. Where a potential range of percentages is indicated for a particular decrease in services, the minimum potential percentage shall be utilized in making the determination as to eligibility of the petition.

The procedures utilized by the Board in making a determination on a petition for decrease in services shall conform to the procedures enumerated in Section 12 of this ordinance, as modified by the following requirements. Upon receipt of notification of the filing of an application for a rent decrease under this section, a landlord shall have a period of five days in which to request a hearing on the matter, by addressing said request in writing to the Administrator of the Rent Control Board, 920 Broad Street, Newark, New Jersey. During the same five day period, said landlord shall have the opportunity to raise all exceptions, objections and defenses to a petition filed under this section, by completing and filing all appropriate forms provided by the Board, and all other forms of documentation or argument deemed necessary or desirable by the Board or the landlord. Following the filing of responsive papers by the landlord, petitioners and landlord shall have a period of ten days in which to reach an agreement, satisfactory to all parties, concerning the correction of any and all decreases in services, or any adjustments in rent deemed necessary to reflect these decreases. If it is indicated to the Board that such an agreement has been reached within the ten day period, the petition shall be immediately dismissed. If no such agreement is reached within the ten day period, the petition shall be automatically set down for a hearing, and notification of said hearing date shall be provided to all parties.

In making a determination on the petition at hearing, the Board shall consider all competent evidence regarding the existence of the alleged decrease in services, including Inspection Reports of Inspectors from Code Enforcement Division of the Department of Health & Welfare of the City of Newark. Upon the filing of a petition for decrease in services, the Administrator of the Rent Control Board shall request an inspection, and consequent report, from the Code Enforcement Division to verify the existence of any alleged decrease. Evidence of the existence of any alleged decrease in services shall only be considered by the Board for a period of 30 days prior to the filing of the petition, and no rent decrease shall be imposed by the Board for any period prior to said 30 days.

If the Board determines that a rent decrease is appropriate under this section, said decrease shall take the form of either a refund by the landlord to the petitioners of all rents collected, during the period of said decrease in services, above the amount of rent deemed reasonable by the Board, in light of said decrease, or a reduction in rents over the 12 month period following the Board's determination, sufficient to compensate the petitioners for all rents paid during the period of said decreases, in excess of the amount deemed reasonable by the Board. If the Board determines that said decreases are still in existence at the time of its determination, it may order a decrease in services, for an indefinite period, or conditioned upon the landlords correcting said decreases to the satisfaction of the Board within a certain specified time, or subject to any other reasonable conditions which the Board deems fair and equitable. Any rent decrease ordered by the Board subject to this section, shall only affect the premises of the petitioner or group of petitioners represented in the original application.

If a rent decrease is made conditional upon the landlords performing whatever repairs are deemed necessary to correct a decrease in services, the landlord may petition, upon completion of 75% or more of the repairs ordered, for a reinstitution of all or part of the decreased rents. Said petition, and any determination made by the Board thereon, shall conform to the procedures of the Board, as set forth in Section 12, for adjustments in rents.

Section 2. Any existing ordinance, or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

The following speakers unalterably opposed the adoption of this proposed ordinance. They raised questions about the impact of the amendment and suggested it be returned to the Committee to Study Rent Control and a meeting set up to discuss alternative proposals. The speakers charged the amendment was a duplication of existing State Statutes and argued that the courts currently have the right to reduce rents when essential services are not provided. They noted that while the amendment sets a scale of fines, it does not provide a timetable to allow the owners a reasonable time to correct the problems, an omission they contend makes the measure unconstitutional. If there is a reduction of rent, the landlords will not have money to render services and will abandon the buildings.

MR. WALTER R. COHN, 15 VALLEY STREET, SOUTH ORANGE, NEW JERSEY, Attorney representing Property Owners Association of New Jersey.

MR. HUBERT GRAHAM, 28 LORELEI ROAD, WEST ORANGE, NEW JERSEY.

MR. FRANK RUSSO, 15 MAY PLACE, NUTLEY, NEW JERSEY.

MR. THEODORE MURNICK, 375 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY.

MR. LEONARD NORTH, 116 TWELFTH AVENUE, NEWARK, NEW JERSEY.

Councilman Tucker pointed out this amendment only deals with one factor. It would allow the Rent Control Board to grant reduction in rent to reflect decreases in essential services. It is very explicit in the ordinance. They must make laws for the good landlords and bad landlords and they are not trying to put the landlords out of business.

Councilman Carrino asked if it was legal for them, as a Council, and the Rent Control Board to take on the duties of the court by listing penalties; and if they are not taking the power away from the court in trying to usurp their power over what the court's decision should be.

Assistant Corporation Counsel Simon replied he is not familiar with the ordinance. However, the Rent Control Board has the power to impose penalties. They would have to review the facts and therefore in effect do not take away their freedom to act based on the evidence presented.

Councilman Carrino queried in a tax abated building, if the majority of the tenants get a decrease in rent because of certain violations, if that would not have a direct effect on what the City would get from that building.

Assistant Corporation Counsel Simon replied generally the tax abatement agreements are written that the owner of the building would pay 15% of the gross shelter rents plus taxes on the land in the year before commencement of the project and the owner shall pay no less than a certain stated amount. It may have an effect, but in most cases, he does not believe it will have an effect.

Councilman Carrino asserted the City of Newark, as the worst landlord, will be in front of the Rent Control Board every month. He asked if the Rent Control Board can fine the City of Newark for violations.

Assistant Corporation Counsel Simon replied he assumed if it has an effect on City-owned property, it would apply to the people who are collecting the rents.

Councilman Grant said while personally he may feel that the ordinance may need some redoing, he just wants to call attention to the fact that while they indicate there are some slum landlords in the City who do not keep their buildings going, there are some landlords who do not repair their buildings at all and suck blood from the tenants for great periods of time. There are many persons who own property in this City who do not live in Newark. They live in New York, Pennsylvania and Florida and as a result they cannot be served judicially. From 1971 through 1974, when he served as Director of Action Now, they serviced some 87,000 families in the City of Newark and at least 85% of the complaints received were from persons dealing with housing problems. Landlords have long said they were tired of long hot summers. The tenants were saying just as the landlords were tired of the long hot summers, they were conversely tired of the long cold winters. Councilman Grant said he is sure if winter reoccurs this year as it did last year, then they are going to have an even more severe problem. So, while he understands the restraints and perimeters under which the landlords must work, they must also think of the tenants, some of whom cannot afford to pay the rents based on their income and underemployment. Perhaps they have to restudy the matter and get together on what they feel is going to be an amicable and amenable relationship between all persons concerned. There are many landlords in this City who care less who lives in his apartment and does absolutely nothing to keep it in repair.

Councilman Martinez said Mr. Frank Hutchins, President of the Newark Tenants Organization, and the Landlords Organization sat down and were able to come up with some solution to the problems. He asked Assistant Corporation Counsel Simon if the Council is acting wisely and if they are in violation of the New Jersey Supreme Court ruling.

Assistant Corporation Counsel Simon replied he does not know what the New Jersey Supreme Court said, only what was reported in the newspaper today. They have not

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received a copy of the decision.

Councilman James contended he finds it somewhat puzzling that the Law Department approved the ordinance. If it was illegal in form, the Law Department would have had the responsibility to so advise the Council. If the Supreme Court rulings are changing, it would be incumbent upon the Law Department to review these decisions. Councilman James said he recognizes some of the dangers being stated. The whole problem is due to the absence of enforcement of the Housing Code in the City of Newark. It is also fair to say the Municipal Courts have not done their job. They either let the landlords go without a fine or impose a \$5.00 fine.

Councilman James felt this proposed ordinance is a good idea. However, there are some weaknesses, as posed tonight. Councilman James declared he cannot support the question of rats and roaches. It is a two-way street. They have to wake up to the fact that there are decent tenants and bad tenants, and there are some good landlords and some bad landlords. The Council should have concern for both the landlords and tenants.

Councilman Tucker felt the Council should review Newark's Rent Control Ordinance. He pointed out Fort Lee has a 2.5% annual rental increase limit and they held landlords down to that level. Newark has 5% annual increase plus increase which is attributable to an increase in taxation. Newark is not Fort Lee. In some cases, just based on the existing Rent Control Ordinance, Newark can go up to 10%.

Councilman Carrino stressed Administration and Council know what they are trying to accomplish. They are trying to accomplish better housing for people and a feeling of responsibility between the landlords and tenants. Councilman Carrino queried what guarantee do they have that the landlord would get less rent because he is not providing essential services and what guarantee do they have that this ordinance, now that the landlord is getting less money, will better the services or try to accomplish what the Council is trying to accomplish with this ordinance. They keep forgetting where the problem lies, and do nothing about the basic roots. They have not gotten down to code enforcement, not sat down with them and told them that they must have a regular program of inspections, and they must sit down with the courts and start having them place the blame where the blame belongs. Councilman Carrino continued he does not know if what they all want to accomplish is going to be accomplished with this ordinance. If they start getting into a situation where the landlord is getting less income, he does not see how they can expect the landlord to spend more money to try to upgrade services. He thinks they can be in a Catch 22 situation unless the City government guarantees a fair place to live for landlords and tenants. They should start looking very seriously

into the inadequacies of Newark government in regard to good housing.

The following speakers supported the amendment because it grants the Rent Control Board a tool with which to enforce what it already has the right to do, although at no time did they have an input in drawing up this amendment. The speakers felt the measure was inadequate and too conservative and did not feel this ordinance is going to harm the landlords. They urged the Municipal Council to adopt this ordinance.

MR. FRANK HUTCHINS, PRESIDENT, NEWARK TENANTS ASSOCIATION, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY.

MS. JUDY BATEMAN, PRESIDENT, ZION TOWERS, 515 ELIZABETH AVENUE, NEWARK, NEW JERSEY.

Councilman James stated he was ready to vote on this matter. Heretofore, the tenants went to court and the court said to abate. If the landlord did not abate, he was fined and there was the possibility of jail if he still did not abate. Now, they are suggesting to go to the Rent Control Board and they say abate and they are going to reduce the rent. What they are trying to do is what New York is doing. Maybe they should do more research and come up with a better program. In New York, if a landlord fails to provide heat, they have a program to fix the boiler and put a lien on the property, but they provide the necessary heat.

Councilman James continued he dislikes it if rents are \$50,000. and they go to the Rent Control Board and the Rent Control Board says to roll rents back 20% because in excess of 75%, they would have lost \$10,000. He thinks it would be better, he is saying this before this ordinance is adopted, if the tenants want repairs, to put the rent money into an escrow account. The City, or someone, should hold the money. Now when a landlord is not doing his job, the City makes those repairs, still fining the landlord and having a lien on the property, but still having the money to make those repairs. To say cut rents 20% and \$10,000. just disappear, that is money lost and ought to be collected and addressed to those conditions. Councilman James opined, as Councilman Carrino stated, all too often if they say reduce rent, the individual still would not make the repairs, the quality of life would not have improved and they would have lost those rents which could have been used to deal with the repairs. Some one ought to say put that money in escrow, use that money to make necessary repairs to improve the quality of life.

Councilman Tucker recalled about a year ago, Mr. Hutchins came before the Rent Control Committee when Councilman Allen and he were talking about drafting an Emergency Housing Ordinance. At that time, he estimated there was not a sufficient number of Councilmen interested to do that. If they are talking about drafting an Emergency Housing

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Ordinance, he would scrap this one because he thinks they are talking about the ability of the City to assist tenants and making sure basic services are provided. They should be well aware emergency housing is not without cost. Councilman Tucker contended that would be the best option so that they do not have to necessarily penalize landlords, which they can do under an Emergency Housing Ordinance. Under emergency housing they can establish an escrow fund like in New York. The City would go in and repair the boiler and collect the rents and those funds forwarded to rehabilitate that house, and subsequently when the landlord can get his thing together the City would turn the property over to him. Councilman Tucker maintained he would prefer the Emergency Housing Ordinance but he does not think, at this point and time, they are discussing it. The issue, at this point and time, is whether or not there is an alternative for tenants if services are not provided. At this point and time, there is no alternative for tenants.

Councilman Tucker recalled last year Council President Harris introduced a \$500. fine per day for landlords who would not provide heat. All Members of the Council supported that proposal. The fact still remains when it comes down to reality, the Judge did not fine the landlords but gave them ten days to get some heat. The landlords have to suffer during those ten days. Councilman Tucker said he is concerned if the Council wants to entertain the possibility of an Emergency Housing Ordinance. He thinks this ordinance is really picayune if they want to deal with the problems and they cannot negate the fact that something must be done regarding problems of the tenants and landlords in the City of Newark.

Councilman Tucker asked if it was the consensus of the Council to move forward with this ordinance. If not, he would move to defer action on this ordinance for further discussion.

Councilman Martinez agreed with Councilman James regarding the establishment of an escrow fund. He recommended the Council defer action on this ordinance for further discussion on the matter.

Councilman Martinez recommended Mr. Frank Hutchins, President, Newark Tenants Association and a representative of the Landlords Association discuss this matter between them.

No one else appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SHEET #16 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27:2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED, SUPPLEMENTED AND READOPTED AS AN INTERIM ZONING ORDINANCE SO AS TO CHANGE CITY BLOCK 1997 FROM A SECOND INDUSTRIAL TO A THIRD INDUSTRIAL DISTRICT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Sheet #16 of the Zoning District Map of Title 27, Zoning (R.O. 27:2-2) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, supplemented and readopted as an interim Zoning Ordinance be amended so that all that certain tract and land designated as City Block #1997 on the Official Tax Map and Tax Duplicate of the City of Newark (1977) is hereby changed from a Second Industrial to a Third Industrial district.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, BUSINESSES AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, ADDING THERETO CHAPTER 21, BUILDING CONTRACTORS. (TO ESTABLISH REGULATIONS AND PROCEDURES FOR LICENSING OF BUILDING CONTRACTORS)

October 18, 1978

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,
NEW JERSEY:

Section 1. That Title 8, Businesses and Occupations, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, be further amended to add Chapter 21, Building Contractors, to read as follows:

8:21-1 Definitions

Demolition Contractor means a contractor who is engaged in the business of the demolishing of any building or structure in whole or in part.

General Contractor means a contractor who is engaged in the business of the construction of a building or structure from commencement to completion and the alteration of, addition to or repair of any building or structure. The general contractor shall be equipped to handle all aspects of the construction work either by and through his own organization or through appropriate subcontractors, and in the latter event, shall be fully responsible for the work of any and all sub-contractor.

Moving Contractor means a contractor who is engaged in the business of the moving of any building or structure as a whole or in part.

Officers means the officers of any firm or corporation including the president, vice-president, secretary and treasurer and all other officers which a corporation may appoint.

Person means any individual, firm, member of firm, partnership, member of partnership, corporation, or any officer, director or stockholder of any corporation or any agent, or any employees of any firm, partnership or corporation.

Roofing and Siding Contractor means a contractor who is engaged in the business of the applying of roofing and siding materials to existing or new buildings or structures.

Director means the director of the division of licenses in the department of finance.

8:21-2 License required

No person shall engage in the business of constructing, erecting, altering, repairing, restoring, re-roofing, residing, moving, or demolishing the whole or any part of buildings or structures, for which a permit is required by these Revised Ordinances of the City of Newark, until such person shall be licensed; provided that the owner of a building or structure who performs any of the activities set forth in this section on such building or structure shall not be required to be licensed in accordance with the provisions of this chapter provided that such owner performs and supervises his own work.

8:21-3 Application for license; fee

Applications for licensing pursuant to this chapter shall be made to the director under oath on a form furnished by him. The application shall set forth the following information;

- (a) the applicant's name, business name, and business address;
- (b) whether the person is an individual, a partnership or corporation;
- (c) if applicant is an individual, the applicant's residence address;
- (d) if the applicant is a partnership, the names of partners and their respective residence addresses;

- (e) if the applicant is a corporation or other entity, the names of all corporate officers and all stockholders who possess more than 10% of its stock, the name and address of the registered agent and the address of the principal office of the corporation;
- (f) whether the applicant or any partners or officers thereof have ever been arrested or convicted of a crime, and if so, the name of the person arrested or convicted, the date of arrest, the crime or charge involved and the disposition thereof;
- (g) the number of years the applicant has been in business at its present business address and all prior locations;
- (h) the class of contractor in which the applicant desires to be licensed, as set forth in Revised Ordinances 8:21-1.

Upon filing of the application, the applicant shall pay a fee of \$35.00 for such license or for relicensing after revocation of a license previously issued to such applicant in accordance with this chapter. In the event such license is not issued, the license fee shall be returned less \$10.00 for processing.

8:21-4 Review of application; issuance of license

Upon filing of the application by the applicant, the director shall determine if the character and business responsibility of the applicant, any partner or officer thereof, is satisfactory unless the application or report of the Police Department regarding same or other evidence presented to the director shall disclose any of the following:

- (a) prior violation of statute, ordinances or regulations relevant to the construction, erection, alteration, repair, restoration, re-roofing, re-siding, moving, or demolition of any building or structure or part thereof
- (b) a determination of previous fraudulent acts of conduct;
- (c) a record of chronic or continual breaches of contract;
- (d) concrete evidence of bad character;
- (e) evidence or grounds similar to those listed above which would reasonably cause the director to refuse to issue said license because the character or business responsibility of the applicant or any partner or officer is not satisfactory.

8:21-5 Issuance of license; term; contents; hearing process

- (a) Upon filing of the application, the applicant shall pay a fee of \$35.00 for such license or for relicensing after revocation of a license previously issued to such applicant in accordance with this chapter. After final review and approval of the application, the director shall issue the license to the applicant for the year ending on November 30th of each year and shall expire on that date.
- (b) The license shall contain such information required for application for same in 8:21-3 (a) (b) (c) (d) and (h), in addition to the city license number and the signatures of the director of licenses and the director of finance.
- (c) If the application is rejected by the director, the applicant may request a hearing before the director of engineering, as the City building code official to offer evidence why his application should be reconsidered.

8:21-6 Renewal

Such license shall be renewed by the City upon payment of the annual renewal fee of \$25.00, said renewal to be one year from the date of renewal. Upon failure to renew any license on or before expiration date, any subsequent license shall constitute a new or original license subject to the filing of a new application in accordance with the provisions of this chapter and payment of the fee specified in 8:21-3 hereof.

8:21-7 Violations; public hearing; penalty

- (a) If any person licensed in accordance with the provisions of this chapter violates any statute, ordinance or regulation in the execution of any work for which a permit is required by the applicable ordinances of the City as they relate to the construction, erection, alteration, repair, restoration, re-roofing, re-siding, moving or demolition of any building, structure, or part thereof, the director may suspend the license of such person immediately, pending a public hearing before the director of engineering, as the City's building code official, as to why the person should not be punished by a fine or revocation of his license or both, for said violation. The licensee shall be notified of such suspension by certified mail at his place of business, and further notified of the date, time and place of the public hearing at least five days in advance of same.
- (b) If, after the public hearing so held, the director of engineering determines that any licensee has violated the provisions of any state statute, ordinance or regulation in the execution of any work for which a permit is required by applicable ordinances of the City, then the licensee shall be punished by a fine not exceeding \$500. or by revoking his license, or both, as the director of engineering may deem necessary.

8:21-8 Re-licensing after revocation

Any person whose license has been revoked under the provisions of this chapter may be re-licensed by the director when the grounds upon which such license was revoked are removed or corrected and upon payment of the fee prescribed in Section 8:21-5 (a) hereof.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-d) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR ACCOUNT CLERK, AND TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR ACCOUNT CLERK)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section (e) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&FD adopted May 4, 1977 be amended to delete the title of Account Clerk, the title code, and the annual minimum salary range and the annual maximum salary range therefore, as follows, to wit:

(e) Taxi Cab Division

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Account Clerk 252140	\$6,402.00	\$7,783.00

Section 2. That Section (e) of an ordinance entitled "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor, (6S&FD adopted May 4, 1977, be and the same is hereby amended to create the following title, title code, annual minimum and annual maximum salary range as follow, to wit:

(e) Taxi Cab Division

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Sr. Account Clerk 252080	\$7,412.00	\$9,010.00

Section 3. All ordinances or parts of prior ordinances which are inconsistent herewith, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

October 18, 1978

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, ARTICLE 11, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)

WHEREAS, on July 16, 1975, the Newark Municipal Council adopted Ordinance 6-S & F-c, which established the Affirmative Action Review Council as an operating sub-committee of the Newark Human Rights Commission empowered to review all construction trade-related contracts granted by the City of Newark to ensure full compliance with the Affirmative Action Plan of the City of Newark; and

WHEREAS, the Newark Municipal Council has recognized that the current level of minority contracting participation is the legacy of past practices and events, which has prevented the full participation of minorities in the construction trades and which level is grossly inadequate in a city such as Newark, which is populated by no less than seventy percent minorities; and

WHEREAS, the City of Newark in concert with the State of New Jersey and the Federal Government supports the concept of granting a definite portion of all construction trade-related contracts, funded by local, state, and or federal monies, to minority contractors, and wishes to expand its affirmative action plan to include minority contractors;

THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That Section 2:2-40.3 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

- (a) As such sub-committee, the Affirmative Action review council shall be empowered to review all construction trade-related contracts granted by the City of Newark to ensure full compliance with the Affirmative Action Plan.
- (b) The Review Council shall be further empowered to review all construction projects proposals, including those for tax abatement projects, to ascertain that contracts in the amount of 25% of the total costs of said construction project shall be awarded to a qualified and certified minority contractor or contracting enterprise, of which more

than 50% of the voting shares or interest is held by individuals who are members of a minority, and that more than 50% of the net profit or loss attributable to that enterprise accrues to members of a minority. The 25% requirement for construction contract awards to minorities shall become part of the City's affirmative action plan.

- (c) The restriction contained in paragraph (b) of this section will not apply to any contract for which the Review Council makes a determination that the 25% set aside cannot be filled by minority contracting enterprises located within a reasonable trade area, determined in relation to the nature of the services intended to be procured. Furthermore, in the event there are not a sufficient number of qualified minority contractors in the relevant market area, the contractor may apply to the Review Council for a waiver. The waiver must list the efforts the contractor has exerted to locate and enlist minority contractors, and the specific minority contractors which were contacted and the reason each minority contracting enterprise was not used.

Section 2. That Section 2:2-40.4 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

2:2-40.4 Compliance officer, duties

There shall be a compliance officer charged with the duties of overseeing the implementation of the Affirmative Action plan on all construction contracts awarded by the City of Newark, as that plan relates to the employment of minority workers on construction projects for which the City awards contracts and the award of 25% of all construction contracts to minority contractors.

Section 3. After the expiration of five years from the passage of this ordinance, the Review Council shall review the Affirmative Action Program and make a determination as to whether remedial relief in employment and minority business enterprise participation is still necessary. If the Review Council determines that the above affirmative relief is still needed, then a resolution must be enacted setting forth the guidelines of such relief. If the Review Council finds that there is no necessity for continued affirmative action, then the Affirmative Action Program shall cease.

Section 4. That all prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 5. That this ordinance shall take effect upon final passage and publication in accordance with law.

Councilman Tucker stated most minority contractors should be aware that the Council has previously dealt with an amendment to eliminate withdrawal of tax abatement. He recommended the Council table this ordinance and relate to Ordinance 6-F-y.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

The following speakers addressed the Municipal Council in favor of the Affirmative Action Program contending it was long overdue in the City of Newark. They felt the 25% requirement was not enough. The speakers strongly urged the Municipal Council to adopt the Affirmative Action Program.

MR. JOHN SORENSEN, PRESIDENT, FEDERATION OF CONSTRUCTION EMPLOYEES UNION.

MR. THOMAS J. HARPER, 257 NORTH GROVE STREET, EAST ORANGE, NEW JERSEY.

MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.

MR. DANIEL L. TINDALL, JR., 82 AMHERST STREET, EAST ORANGE, NEW JERSEY.

SAIDI NGUVU, 140 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.

MR. RALPH JOHNSON, 8 FIRST STREET, DUMONT, NEW JERSEY.

MR. JOHN HERNANDEZ, PRESIDENT, MINORITY CONTRACTORS, 61 ORANGE STREET, NEWARK, NEW JERSEY.

MR. CARL BYNES, 168 FABIAN PLACE, NEWARK, NEW JERSEY.

MS. PEGGY HARPER, 257 NORTH GROVE STREET, EAST ORANGE, NEW JERSEY.

MR. PHILIP BRANCH, 26 NINTH STREET, NEWARK, NEW JERSEY.

President Harris stated it is quite evident legislation affecting Affirmative Action for Newark contractors was passed earlier this evening. He referred to letter from Mr. Gustave Heningburg, President, Greater Newark Urban Coalition, stating the State Finance Agency, the agency which floats bonds in New Jersey, goes through a Bond Sale which produces the money to provide the mortgages. In order to provide the mortgage, the investors must be assured the life of their money must be on solid grounds and the Housing Finance Agency indicated under no circumstances could they go along with the ability to deal with tax abatements. Mr. Heningburg is in the forefront trying to provide jobs for minorities. He met with the Council at their pre-meeting conference dealing with the subject matter. Councilman Tucker is requesting this ordinance be tabled because in his wisdom, after obtaining all of the facts, unless they have a guaranteed mortgage, no construction will be available in Newark. Councilman Grant asked, "Do you

want 25% of something or 25% of nothing?" President Harris added there will be other measures enacted to enforce the 25%. The ordinance adopted on first reading entails what appears to be legal.

Councilman Tucker clarified the Council had a meeting with Mr. Henningburg regarding coming to a middle ground dealing with the opposition of the Chamber of Commerce and Mayor in regard to the 25% set aside. The question is not whether or not the Council has the authority, power or legality to do it. The question is whether or not it will "fly" without it. Councilman Tucker said he is aware of the Mayor's intent regarding the 25% dealing with tax abatement. Six votes are needed to override the Mayor. There are five persons of color on this Council. If the Mayor's opinion is he does not want it under any circumstances, then they are dealing with a hard reality and they must work out some alternatives to insure at least they are able to attain it. The ultimate goal of the whole question of the minority contractors is they be in receipt of 25%.

Councilman Tucker explained the ordinance introduced tonight basically embodies the 25%. The difference between the current ordinance and the ordinance which he recommends be tabled, is that the question of withdrawal of tax abatement has been removed, and instead there is a recommended fine schedule that was recommended by Mr. Henningburg as a sanction. He, along with a large number of the general community at large, dismissed the whole concept that the Chamber of Commerce or the business community has any kind of faith, let alone good faith. Councilman Tucker opined there has to be some sanction, but he is also a political realist. When this ordinance was introduced tonight, some of his colleagues felt, even in its amended form, they did not necessarily want to support it. It was recommended by the Council President that they attempt to meet directly with the Mayor sometime today. The Mayor has been unavailable. The fact still remains whether or not they move forward; all of them are very much committed to the concept of 25%. Councilman Tucker asserted the ordinance is not the way he believes it should be, but he frankly has to say that is the best political situation that could be worked out, and that is exactly what they have here.

Councilman James said as the person who co-sponsored the ordinance with Councilman Tucker and since they opened their meeting with Mr. Henningburg, he personally does not agree with the idea if businesses are only allowed to take 75% of the pie, that they will leave the City of Newark. He thinks it is ludicrous for anyone to suggest that if someone could come into the City of Newark and make 75% of \$25 million, \$50 million, \$100 million, that they are going to abandon the City. He does not believe that, he said that to Mr. Henningburg and has said it for the record quite often. He does not believe a City that is 80% minority, a City with an unemployment rate between

October 18, 1978

ages 18 - 25 of 40% or more, asking for 25% of the pie is a significant request. If anything, it is inadequate.

Councilman James continued he did not believe what Mr. Heningburg told them that he did not feel they should impose on the private sector, that they had no right to deal with the man who went to the Howard Savings, Carteret Savings, First National State Bank or the First Jersey National Bank and borrowed millions of dollars to construct a building, because that was private capital. Councilman Tucker and he pointed out to Mr. Heningburg that the minute that individual comes to the City Council for tax abatement, to guarantee the success of that project and to assure its fiscal feasibility, then it becomes a partnership of the City and the City has a right to say if they are going to be a partner in the fiscal feasibility of that project, that certainly they should get 25% as crumbs from the table.

Councilman James declared he will never accept the position of Mr. David Rinsky of the Chamber of Commerce, who continues to echo the belief that he cannot find minority people, that many of them are not qualified and that if offered the job they could not handle it. He is sure there are some who cannot. As he said to Miss Bernice Bass on the radio program, and he debated this with her, they deserve the right to fail too. At least they should be given the opportunity. Councilman Tucker indicated the fact that they have withdrawn tax abatement, but added sanctions, and he thinks that rather than listing just contractors, they have included language to read "minority enterprise." They did not cater to any sector. Their concern was there ought to be minority participation and they ought to get 25% of the cost of that project. In this revised form, which has been adopted on first reading, the real test will come at the next meeting and Mr. Rinsky will have his chance to read it and send his comments to the Council. Councilman James declared he is going to support it now, support it then, and if they can strengthen it, they will be with it.

Councilman James noted Mr. Heningburg stated very emphatically that anyone was crazy to think they are going to go out there to increase minority participation by a good faith effort and it was ridiculous for anyone to believe that. Mr. Heningburg further stated that it was ridiculous for anyone to suggest that a resolution has the same teeth and strength as an ordinance which is the law. So, he did agree in part with those matters which they posed before.

Councilman Grant felt one point should not be overlooked, that is the point getting one's house in order. While Administration and all of them have been involved in the entire proceedings surrounding the Affirmative Action Program, and certainly all of

them have had input in this last package which everyone said they can basically live with, the onus is now on the public sector which takes in both the Mayor's Office and the Municipal Council. When they say 25% of business, Administration has to go to minority contractors. The City of Newark must first set the example. There are literally hundreds of thousands of dollars that are let without competitive bidding and most minorities have not been aware of it. This is what the City Administration must do if indeed it intends to be a part of the Affirmative Action and make sure that kind of money is made available to minority contractors. The onus is upon the Administration and the Members of this Council to work with that monitoring device to see that this kind of inter-action between minority contractors and the City of Newark per se is brought to bear.

No one else appearing, a motion to close the hearing and table this ordinance was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

Councilman Tucker called attention to a letter dated October 18, 1978, from Employment and Training Director Harry L. Wheeler addressed to Council President Earl Harris, regarding Affirmative Action in Contracts and Subcontracts for LPW I, II et al.

The City Clerk was directed to request Employment and Training Director Wheeler supply the Council with the number of minority contractors who have been in receipt of the City contracts indicated (totalling \$10,340,204.25), as well as the names and addresses of the minority contractors concerned, and, if a corporation, a list of the stockholders of said corporation and identification of the minority stockholders.

ORDINANCES FOR RECONSIDERATION.

President Harris called for Ordinances for Reconsideration.

6-S & F-1.

AN ORDINANCE TO REPEAL AND ORDINANCE ENTITLED "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)" 6-S & F-e ADOPTED JULY 12, 1978. (TO REPEAL SALARY ORDINANCE FOR DEPARTMENT OF ADMINISTRATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance vetoed by the Mayor September 28, 1978)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following

October 18, 1978

votes:

Yes: Councilmen Bottone, Grant, Martinez, Tucker, President Harris.

No: Councilmen Carrino, James.

At the request of the Municipal Council, the City Clerk read letter addressed to Mr. William L. Johnston, Executive Director, New Jersey Housing Finance Agency.

"September 20, 1978

Mr. William L. Johnston
Executive Director
New Jersey Housing Finance Agency
101 Oakland Street
Trenton, New Jersey 08618

Dear Mr. Johnston

At the regular meeting of the Municipal Council held September 20, 1978, Ms. Frederica Beyah, 440 Elizabeth Avenue, Newark, New Jersey, registered strenuous complaints with respect to property at 440 Elizabeth Avenue.

I was directed by the Municipal Council to forward a transcript of Ms. Beyah's remarks to you requesting that you submit your comments with respect to the speaker's remarks concerning your agency.

Thank you for your cooperation in this matter.

Very truly yours

City Clerk "

At the request of the Municipal Council, the City Clerk read letter addressed to Council President Harris from Mr. Walter J. Johnson, Area Manager, Department of Housing and Urban Development, Newark Area Office, Gateway 1 Building, Raymond Plaza, Newark, New Jersey.

"October 17, 1978

IN REPLY REFER TO:

2.4EML(Santa)

Councilman Earl Harris
President of the Municipal Council
City of Newark, New Jersey 07102

Dear Mr. Harris:

Subject: Municipal Council Meeting - re: Carmel Towers, Newark, New Jersey

The purpose of this letter is to clarify HUD's position as to the property located at 440 Elizabeth Avenue, Newark, New Jersey, also known as Carmel Towers.

1978 OCT 18 AM 11:41
CITY CLERK'S OFFICE
NEWARK, N.J.

October 18, 1978

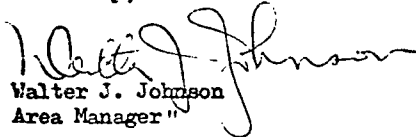
439

The project discussed in your minutes of September 20, 1978 is a New Jersey State financed project with a HUD interest subsidy which flows to the State Finance Agency. The administrative responsibility pertaining to management selection and retention, the review of the accuracy of financial data and the inspection and correction of physical defects are the direct responsibility of the New Jersey Housing Finance Agency.

Your concerns should be directed to William Johnston, Executive Director, P. O. Box 417, Trenton, New Jersey. 08603.

I would greatly appreciate your bringing the contents of this letter to the attention of all of the Council members.

Sincerely,


Walter J. Johnson
Area Manager"

At the request of the Municipal Council, the City Clerk read Samuel Klein and Company's report regarding properties 440 Elizabeth Avenue and 515 Elizabeth Avenue.

"To: Mr. Frank D'Ascensio
City Clerk
From: George W. Huss, Samuel Klein & Company
Date: October 18, 1978
Subject: Report on October 5, 1978 meeting with Mr. Raymond Howell, Comptroller of Housing Finance Agency, George W. Huss and Joseph J. Faccione of Samuel Klein and Company.

CITY CLERK'S OFFICE
NEWARK, N.J.
1978 OCT 18 PM 4:04

As per your request, we made arrangements to review the audit reports of the following Tax Abatement Corporations:

440 Elizabeth Avenue Corporation
Zion Towers - 515 Elizabeth Avenue

We visited Mr. Raymond Howell at his office at which time he made available to us the audit reports and/or financial reports for the fiscal years ended June 30, 1977 and June 30, 1978.

These reports showed the following deficits in operations for the period ended:

	6-30-77	6-30-78
Zion Towers	\$59,124.69	\$82,319.06
440 Elizabeth Avenue Corporation	46,974.97	56,423.00*

* Unaudited

Mr. Howell informed us that all payments over \$500.00 are approved by his office in accordance with the requirements of the New Jersey Housing Finance Agency.

We reviewed the rents per unit for 440 Elizabeth Avenue and Zion Towers with other comparable buildings in the City of Newark financed by the Housing Finance Agency and it showed that these particular buildings are \$30.00 lower/ on the average, per unit.
per month,

We were also informed that the Housing Finance Agency paid the following expenditures through August 31, 1978:

Zion Towers Inc.	
Debt Service	\$112,117.91
Fees and Charges - other Interest	11,277.10

October 18, 1978

440 Elizabeth Avenue Corporation	
Debt Service	101,789.89
Fees and Charges - other Interest	10,270.90

It was the opinion of Housing Finance Agency that they have three options to turn the projects around.

1. An immediate rent increase of 23% for 1979.
2. Foreclose the buildings, thereby eliminating the 15% of gross rents due to the City of Newark for payment in Lieu of Taxes.
3. Re-negotiating the Tax Abatement Agreement and lower the payment in Lieu of Taxes to a minimum.

Mr. Joseph Chieppa, Assistant Executive Director of Housing Finance Agency, informed us that Mr. Raymond P. Marzulli did not want the management contract for these two projects but he was requested to undertake this assignment at the request of Housing Finance Agency. He also stated that HFA would entertain a community management firm to manage these projects, but would expect that the corporations would be operated at a profit within a year."

Councilman Tucker asked if Klein and Company understood the original charge that was given to them by this Council. The charge of this Council was to audit the expenditures documented and submitted by Mr. Marzulli to the State and ascertain if they were bona fide expenditures.

The City Clerk interjected the Housing Finance Agency requires annual reports and audits.

Councilman James recalled the Council had the option to hire a contractor to audit the books and the Council did not move any expenditure for that action. The Council requested information from the Housing Finance Agency since they are in receipt of these audits. The Auditors are giving the Council a report whereas they requested information from the Housing Finance Agency, and this is a copy of that response. Councilman James felt what Councilman Tucker wants is going to take new discussion by this body for them to hire an auditor to do what they want him to do under their contract and provide money for it. The Housing Finance Agency is telling them they are satisfied.

HEARINGS OF CITIZENS.

6-HC-a.

MR. DAVID CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY, complained about the problems of senior citizens at 1060 Broad Street. They cannot use the community room without permission of the Social Director who resides in Long Island.

Councilman Martinez stated he will meet with the manager and representatives of the tenants on Tuesday, October 24, 1978 to attempt to resolve the conditions complained of by the speaker and the tenants. He is sure this would lead to the resolution of the problems raised by the speaker and the tenants.

6-HC-b.

MR. RICHARD L. DOWLING, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, strongly urged the Municipal Council not to transfer the Father John Patrick Washington Monument out of the City of Newark. The speaker stressed the need for additional police in the City of Newark.

6-HC-c.

MS. JUDY BATEMAN, PRESIDENT, ZION TOWERS, 515 ELIZABETH AVENUE, NEWARK, NEW JERSEY, indicated she was disappointed in the Auditors' report regarding property 515 Elizabeth Avenue. She insisted they want the report regarding violations at this address.

Councilman James said he does not think it is a question of inspection. The letter read by the City Clerk is a very serious position being taken by HUD. They are saying that they are satisfied with whatever information they have. They asked Mr. Marzulli to take over the management of 440 Elizabeth Avenue and 515 Elizabeth Avenue. They are saying if the tenants do not like Mr. Marzulli, then they should come forth with their own minority company. The Housing Finance Agency opined they have three options to turn the projects around: 1) An immediate rent increase of 23% for 1979; 2) Foreclose the buildings, thereby eliminating the 15% of gross rents due to the City of Newark for payment in lieu of taxes; 3) Renegotiating the Tax Abatement Agreement and lower the payment in lieu of taxes to a minimum. They are saying that they are losing money. Councilman James asked Ms. Bateman if they have anyone to replace Mr. Marzulli.

Councilman James contended they are talking about a continuing problem. The tenants need a firm whom they can trust and will work with the tenants to stabilize the quality of life in these two buildings.

President Harris stated several Members of the Municipal Council had an opportunity to visit Stella Wright Homes and were shown what transpired since the tenants took over. The official signing will take place in about a week. These residents are faced with a challenge. If the tenants of these two buildings are dissatisfied with the current management and choose to take over, they have one year to put the building into a fruitful enterprise. It will cost the City a large amount of money to do the audit. This matter will be discussed at the special conference Tuesday, October 24, 1978.

6-HC-d.

MS. FREDERICA BEYAH, PRESIDENT, CARMEL TOWERS TENANTS ASSOCIATION, 440 ELIZABETH AVENUE, NEWARK, NEW JERSEY, referred to their letter addressed to the City Clerk asking what kind of real assistance they can expect from the City Council in continuing management by Mr. Marzulli; how can the Council aid them in removing the present agent, Mr. Marzulli; and they request of the sponsor that the present Tenant Association, Carmel Towers, replace Mr. Raymond P. Marzulli as manager of the complex. They have

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written several letters to the Housing Finance Agency and received no response. On September 19, 1978 they submitted a letter to Mr. Marzulli listing seven grounds upon which they requested his resignation. On October 6, 1978 they wrote a letter to Prosecutor Donald S. Coburn enclosing copies of receipts for paints and janitorial expenses for their review and asked if their Accountant, Dr. Barney Richardson, can be present to lend any assistance or observe during the audit. They received a response from Mr. Robert L. Penza, Director of Fraud and Special Investigation Section, stating they will review this matter and will advise the results of same.

Councilman Martinez noted the building was inspected and there were 354 violations. Mr. McGinley also made a personal inspection and Mr. Marzulli appeared before the Chief Inspector and was told he had thirty days to abate these violations. A re-inspection will be made and if violations are not abated, he will have to appear in court on November 16, 1978. Councilman Martinez assured the Council supports the tenants in their endeavors.

Ms. Beyah requested a copy of the report submitted by Klein and Company.

Councilman Tucker asserted the Council was never asked to vote on an appropriation for the audit and it was never discussed by the Municipal Council.

President Harris said the audit fee was never discussed by the Council and will be discussed at the special conference of the Municipal Council on October 24, 1978.

Councilman Tucker indicated Mr. Marzulli makes political contributions and that is added to his operational costs. He asked if the tenants feel they can deal with managing the property. Stella Wright Homes took three years and they are still not meeting operational costs. Councilman Tucker felt the tenants should really evaluate if they want to get involved in the management. He noted the Housing Finance Agency informed the City Auditors that Mr. Marzulli did not want the management contract, and he finds this hard to believe. Councilman Tucker maintained the only way to check this matter is to have an audit.

Councilman James responded in order for this City to know what monies are due from these projects to the City, an audit is required and it was stated to them an audit is due to the Tax Collector in order to make an intelligent decision. With 22 lawyers in the Law Department, it seems ludicrous for them to pay a fee to get something which is due the City. Corporation Counsel Perillo indicated they had requested that verbally and he thinks the Council took the position that they should go into court or take whatever steps necessary to secure that document. They also stated if they are not giving the document to the City, as required by law, and the 22 lawyers in the Law Department

sannot see what legal ways to get it, how can they believe they can send Samuel Klein and Company over to get the information? Evidently there is a problem of communication between HUD and their role in this City. It has not been a recalcitrant Council not wanting to get an audit. It is due the City. Councilman James asked the City Clerk if he recalled the conversation with Corporation Counsel Perillo relating to the audit.

The City Clerk replied the law requires a report of the audit be submitted ninety days after the end of the fiscal year.

Councilman Grant related Dr. Richardson has done a preliminary audit. The State Agency is willing to consider tenant management. It sounds as though an extra burden might be placed on tenant management. If they get going, they may have to ask for a 23% increase in rent, and an increase in rent would be an undue burden in order to make books balance.

Councilman Tucker again cautioned the tenants. He said if it is their desire to manage the property, to check with the West Kinney Apartments and Stella Wright Homes just to see how they did it and look at hard line financial determinations which must, out of necessity, be made. Councilman Tucker declared he is going to vote for the audit.

Councilman Carrino asked if they can request a copy of the report from the Housing Finance Agency. He asserted he is not going to vote an appropriation for an audit for this property because it is taxpayers' money. The Council cannot attest to Dr. Richardson's report.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING CITY OF NEWARK TO DONATE AND TRANSFER, UPON WRITTEN CONSENT FROM ST. ROSE OF LIMA CHURCH TO THE REMOVAL OF THE FATHER JOHN PATRICK WASHINGTON MONUMENT AT THE CORNER OF NINTH STREET AND SEVENTH AVENUE TO A NEW LOCATION AT SETON HALL UNIVERSITY IN SOUTH ORANGE, NEW JERSEY, AT THE EXPENSE OF THE UNIVERSITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Dr. Francis P. McQuade, Seton Hall Law School, met with the Council September 26, 1978)

A motion to defer action on this resolution and directing the City Clerk to forward communication to Reverend William J. Linder, Pastor, Saint Rose of Lima Church and Mr. Robert T. Conley, President, Seton Hall University, requesting their comments

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with respect to an alternative proposal suggested which concerned the relocation of the Father John Patrick Washington Monument to the Campus of Seton Hall Law School here in Newark, or any other recommendation they may wish to offer, was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-b.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR AND PERSONNEL DIRECTOR TO PRESENT AND OFFER TO EMPLOYEES MANDATORY OPTIONAL CHOICE FOR MEDICAL BENEFIT CARE OF EITHER ESTABLISHED CITY PLAN OR THROUGH VOLUNTARY ENROLLMENT BY EMPLOYEE, IN A CERTIFIED HEALTH MAINTENANCE ORGANIZATION; ALL COSTS ABOVE THOSE ESTABLISHED BY CITY PLAN SHALL BE BORNE BY THE EMPLOYEE THROUGH PAYROLL DEDUCTIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$27,963.21, PAYABLE TO AMBASSADOR INSURANCE COMPANY AND FEUERSTEIN, SACHS AND MAITLIN, ESQS., 80 MAIN STREET, WEST ORANGE, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL; JUDGEMENT ENTERED ON BEHALF OF PLAINTIFF IN SUM OF \$27,415.21 PLUS INTEREST \$548., FOR PAYMENT OF MONIES ALLEGEDLY DUE FOR THE DEDUCTABLE UNDER CERTAIN INSURANCE CONTRACTS BETWEEN CITY OF NEWARK AND AMBASSADOR INSURANCE COMPANY AND FOR WHICH AMBASSADOR MADE PAYMENTS AND INCURRED COSTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL TAXES IN AMOUNT OF \$1,820. FOR YEAR 1976 AGAINST FORMER OWNERS OF PROPERTY 202 SOUTH 10TH STREET, JACK AND PHILOMENA GIARDINA, 16 SMITH STREET, NEWARK; WHICH PROPERTY WAS ASSESSED IN ERROR AND FORECLOSED BY CITY OF NEWARK SEPTEMBER 25, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-e.

RESOLUTION AUTHORIZING KENNETH A. JOSEPH, ACTING TAX COLLECTOR, TO REMOVE FROM BOOKS AND RECORDS OF HIS OFFICE \$646.18 LIEN TOGETHER WITH INTEREST AND COSTS FOR PREMISES 80-84 BERKELEY AVENUE, ERRONEOUSLY OMITTED ON OFFICIAL SEARCH IN 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-f.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO AMEND APPLICATION FOR AN AIR POLLUTION CONTROL GRANT UNDER THE "AIR POLLUTION CONTROL PROGRAM" OF THE CLEAN AIR ACT OF 1970 (RESOLUTION 7-R-bm, AUGUST 9, 1978) IN THE AMOUNT OF \$50,816.; CITY OF NEWARK SHALL BE RESPONSIBLE FOR PROVIDING A MATCHING SHARE OF IN-KIND SERVICES EQUIVALENT TO \$36,892. FROM CURRENT BUDGET OF BUREAU OF AIR POLLUTION CONTROL, DEPARTMENT OF HEALTH AND WELFARE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AN AMENDED CONTRACT WITH THE NEWARK DAY CENTER - GERIATRIC HEALTH SERVICES, FOR DELIVERY OF MEDICAL SERVICES TO GERIATRIC PATIENTS, FOR PERIOD JANUARY 1, 1978 TO JUNE 30, 1978, FOR SUM OF \$17,500. (RESOLUTION 7-R-db, JUNE 26, 1978); CONTRACTOR WILL OBTAIN AT ITS OWN EXPENSE, GENERAL LIABILITY INSURANCE NAMING CITY AND ITSELF AS THE INSURED IN AMOUNTS \$300,000. FOR BODILY INJURY, PROPERTY DAMAGE OR PERSONAL INJURY PER OCCURRENCE, \$300,000. IN THE AGGREGATE; PROFESSIONAL LIABILITY INSURANCE IN AMOUNTS \$100,000. PER OCCURRENCE, AND \$300,000. IN THE AGGREGATE. (CONTRACT AMENDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A SECOND AMENDED GRANT-IN-AID CONTRACT WITH THE STATE OF NEW JERSEY, DEPARTMENT OF HEALTH, IN SUM OF \$1,961,281. TO FUND W.I.C. PROGRAM FOR PERIOD OCTOBER 1, 1977 TO SEPTEMBER 30, 1978 (RESOLUTION 7-R-ca, APRIL 5, 1978 AND RESOLUTION 7-R-a, SEPTEMBER 29, 1977) (NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A SUBCONTRACT WITH THE NEWARK COMMUNITY HEALTH SERVICES GROUP FOR DELIVERY OF DENTAL CARE SERVICES TO ENROLLED MEMBERS OF THE NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), FOR PERIOD OCTOBER 18, 1978 TO JANUARY 5, 1979; AMOUNT PAYABLE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE, AS PERIODICALLY AMENDED (PRESENTLY ESTIMATED THAT DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY UNDER PLAN IS 10,000 INDIVIDUALS); FUNDS SHALL BE DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977). (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A SUBCONTRACT WITH UNITED HOSPITALS OF NEWARK FOR DELIVERY OF OTORHINOLARYNGOLOGICAL SERVICES TO ENROLLED MEMBERS OF THE NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), FOR PERIOD OCTOBER 18, 1978 TO JANUARY 5, 1979; AMOUNT PAYABLE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE, AS PERIODICALLY AMENDED (PRESENTLY ESTIMATED THAT DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY UNDER PLAN

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IS 10,000 INDIVIDUALS); FUNDS SHALL BE DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977). (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE

A SUBCONTRACT WITH THE EYE INSTITUTE OF NEW JERSEY FOR DELIVERY OF VISION CARE SERVICES TO ENROLLED MEMBERS OF THE NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), FOR PERIOD OCTOBER 18, 1978 TO JANUARY 5, 1979; AMOUNT PAYABLE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE, AS PERIODICALLY AMENDED (PRESENTLY ESTIMATED THAT DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY UNDER PLAN IS 10,000 INDIVIDUALS); FUNDS SHALL BE DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER, (RESOLUTION 7-R-bp, MARCH 2, 1977). (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-l.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE

A SUBCONTRACT WITH SAINT JAMES HOSPITAL FOR DELIVERY OF RADIOLOGICAL SERVICES TO ENROLLED MEMBERS OF THE NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.), FOR PERIOD OCTOBER 18, 1978 TO JANUARY 5, 1979; AMOUNT PAYABLE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE, AS PERIODICALLY AMENDED (PRESENTLY ESTIMATED THAT DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY UNDER PLAN IS 10,000 INDIVIDUALS); FUNDS SHALL BE DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977). (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

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7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE

AN AGREEMENT WITH NEWARK BETH ISRAEL MEDICAL CENTER UNDER WHICH CITY OF NEWARK WILL BE PERMITTED TO ESTABLISH AND MAINTAIN FOR PERIOD OCTOBER 18, 1978 TO JANUARY 5, 1979, CONTRACTUAL RELATIONSHIP OF PRIMARY CARE PROVIDER (CITY OF NEWARK) AND SUBCONTRACTOR (NEWARK BETH ISRAEL MEDICAL CENTER), DESCRIBED IN CONTRACT BETWEEN THE NEW JERSEY HEALTH SERVICES CORPORATION AND SAID NEWARK BETH ISRAEL MEDICAL CENTER, RELATIVE TO PROVISION OF INPATIENT AND EMERGENCY CARE SERVICES TO ENROLLED MEMBERS OF THE NEWARK COMPREHENSIVE HEALTH SERVICES PLAN (N.C.H.S.P.); AMOUNT PAYABLE BASED ON ACTUAL UTILIZATION OF SERVICES BY CITY AND EFFECTIVE MEDICAID REIMBURSEMENT RATE, AS PERIODICALLY AMENDED (PRESENTLY ESTIMATED THAT DAYTON COMMUNITY HEALTH CENTER'S SERVICE CAPABILITY UNDER PLAN IS 10,000 INDIVIDUALS); FUNDS SHALL BE DERIVED FROM REVENUE ACCOUNT, DEDICATED BY RIDER (RESOLUTION 7-R-bp, MARCH 2, 1977). (SUBCONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-n.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION OF CITY OF NEWARK AND NORTH JERSEY

COMMUNITY UNION FOR PROVISION OF HIGH QUALITY AMBULATORY HEALTH CARE, FOR PERIOD JULY 1, 1978 TO OCTOBER 18, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH NORTH JERSEY COMMUNITY UNION, FOR PROVISION OF HIGH AMBULATORY HEALTH CARE, FOR PERIOD OCTOBER 19, 1978 TO DECEMBER 31, 1978; MAXIMUM AMOUNT TO BE PAID BY CITY OF NEWARK FOR PERIOD JULY 1, 1978 TO DECEMBER 31, 1978 IS \$100,000., WHICH AMOUNT SHALL BE PAID FROM 1978 MUNICIPAL OPERATING BUDGET, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION TO UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE REQUESTING FUNDS TO CONTINUE THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROJECT, FOR PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979. (FEDERAL GRANT-\$335,729., CITY IN-KIND CONTRIBUTION-\$151,383., TOTAL ESTIMATED BUDGET-\$487,112.) (REQUIRES NO EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT PROJECT'S ACTIVITIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION TO THE NEW JERSEY STATE DEPARTMENT OF HEALTH DIVISION ON ALCOHOLISM REQUESTING FUNDS TO DEFRAY COST OF PROVIDING ALCOHOLISM CONTROL SERVICES TO ITS RESIDENTS, FOR PERIOD DECEMBER 1, 1978 TO NOVEMBER 30, 1979. (STATE GRANT-\$55,354., CITY IN-KIND CONTRIBUTION-\$249,939., TOTAL ESTIMATED BUDGET-\$305,293.) (REQUIRES NO EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT PROGRAM'S ACTIVITIES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT AN APPLICATION TO THE NEW JERSEY STATE DEPARTMENT OF HEALTH REQUESTING FUNDS TO DEFRAY COST OF IMPLEMENTING A BLOOD PRESSURE SCREENING PROGRAM FOR NEWARK RESIDENTS IN LOW INCOME HOUSING, FOR PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979; TOTAL ESTIMATED BUDGET-\$20,000. (REQUIRES NO EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

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7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO THE NEW JERSEY STATE DEPARTMENT OF EDUCATION FOR A TOTAL OF \$326,360. TO IMPLEMENT 1978 NEWARK WINTER FOOD PROGRAM; NO MATCH REQUIRED BY CITY OF NEWARK FOR THESE FUNDS. (REQUIRES NO EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-s.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 150-152 SOUTH ORANGE AVENUE, BLOCK 240, LOTS 9 AND 10, NEWARK, NEW JERSEY; AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (NEW COMMUNITY CORPORATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-t.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 86-86½ GARSIDE STREET, BLOCK 490, LOTS 26 AND 72, NEWARK, NEW JERSEY; AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS. (THOMM'S)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AN AGREEMENT WITH THE NEWARK SYMPHONY HALL CORPORATION, FOR PROVISION OF ITS FACILITIES, ON DECEMBER 19, 1978, FOR A CHRISTMAS FANTASIA, CONSISTING OF A CHRISTMAS PARTY AND ART SHOW, SPONSORED BY THE NEWARK SENIOR CITIZENS' COMMISSION-NEWARK OFFICE OF ELDERLY AFFAIRS, TO BE GIVEN FOR NEWARK SENIOR CITIZENS; NO FEE SHALL BE CHARGED FOR USE OF SAID FACILITIES. (REQUIRES NO EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH V. RACIOPPI, SANITARY INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, BUREAU OF INDUSTRIAL HYGIENE AND AIR POLLUTION CONTROL, FOR PERIOD BEGINNING JULY 24, 1978 AND ENDING JANUARY 24, 1979. (ASSISTANT COORDINATOR OF DEMOLITION ON FEDERAL PROGRAM - FIRST LEAVE BEGAN JANUARY 24, 1977)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-w.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 21 SCRAP VEHICLES, DIVISION OF MOTORS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-x.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO SELL AT PUBLIC AUCTION, NOVEMBER 16, 1978, 10:30 A. M., COUNCIL CHAMBER, PARCELS OF REAL PROPERTY SUBJECT TO SAID TAX OR MUNICIPAL LIENS IN MANNER PRESCRIBED BY AND PURSUANT TO N.J.S.A. 54:5-19 TO 54:5-111, ET SEQ.; AUTHORIZING ACTING TAX COLLECTOR TO ADJOURN SAID SALE, PURSUANT TO N.J.S.A. 54:5-28.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-y.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A PRICE AGREEMENT WITH DELORES T. WILLIAMS, ASSISTANT PROFESSOR OF TEMPLE UNIVERSITY, 1184-A EAST DORSET STREET, PHILADELPHIA, PENNSYLVANIA, ONLY RESPONSIBLE BIDDER, TO CONDUCT RECREATION TRAINING WORKSHOP I, IN ACCORDANCE WITH HER BID SPECIFICATIONS, EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL, IN AMOUNT OF \$2,500. (FUNDS SHALL BE PAID FROM 1978 ADOPTED BUDGET OF DEPARTMENT OF RECREATION AND PARKS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-z.

RESOLUTION AUTHORIZING THE DIRECTOR OF ENGINEERING TO ENTER INTO AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TO INSTALL BIKE RACKS AND LOCKERS IN THE CITY OF NEWARK, COUNTY OF ESSEX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

No: Councilman Carrino.

7-R-ba.

RESOLUTION CONFIRMING ACTION TAKEN ON BEHALF OF CITY OF NEWARK, PURSUANT TO N.J.S.A. 40A:11-6, BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF NEWARK CONSTRUCTION, INCORPORATED, 126 WALNUT STREET, NEWARK, BASED UPON LOWEST RESPONSIBLE PROPOSAL SUBMITTED FOR CLINTON AVENUE EMERGENCY SEWER REPAIR, CONTRACT NO. 78-48, IN AMOUNT OF \$29,763.10, IN ACCORDANCE WITH TABULATION OF WORK ITEMS ATTACHED HERETO. (FUNDS PROVIDED FOR BY FUND 11, DEPARTMENT 11, AGENCY 01, ACCOUNT 142)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Budget Officer Banker met with the Council October 17, 1978)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING KENNETH A. JOSEPH, ACTING TAX COLLECTOR, TO REMOVE FROM BOOKS AND RECORDS OF HIS OFFICE \$389.16 LIEN TOGETHER WITH INTEREST AND COSTS FROM PREMISES 201 WRIGHT STREET, ERRONEOUSLY OMITTED ON OFFICIAL SEARCH NO. 411, ISSUED MARCH 14, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK MADE PAYABLE TO CLARENCE JOHNSON AND HIS ATTORNEY ERWIN MEYER, ESQ., IN AMOUNT OF \$10,000., UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS HE DEEMS NECESSARY, IN SETTLEMENT OF CLAIM FOR PERSONAL INJURIES SUSTAINED BY CLARENCE JOHNSON, RESIDENT, WHEN HE FELL ON STAIRWAY IN CITY-OWNED BUILDING 121 CLINTON PLACE ON APRIL 6, 1974.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bd.

RESOLUTION RATIFYING CONTRACT WITH THE FRIENDS OF CLINTON HILL, INC., FOR BESSIE SMITH HEALTH CENTER, FOR PROVISION OF HIGH AMBULATORY HEALTH CARE SERVICES, FOR PERIOD APRIL 16, 1978 TO OCTOBER 18, 1978; AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT WITH THE FRIENDS OF CLINTON HILL, INC., FOR BESSIE SMITH HEALTH CENTER, FOR PROVISION OF HIGH AMBULATORY HEALTH CARE SERVICES, FOR PERIOD OCTOBER 19, 1978 TO APRIL 15, 1979; MAXIMUM AMOUNT TO BE PAID BY CITY FOR PERIOD APRIL 16, 1978 TO APRIL 15, 1979 IS \$99,990. WHICH SHALL BE PAID FROM THE NEIGHBORHOOD HEALTH CENTER FUND OF THE HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR IV, ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

October 18, 1978

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF POLICE DEPARTMENT OF CITY OF NEWARK TO SUBMIT AN APPLICATION TO THE STATE LAW ENFORCEMENT PLANNING AGENCY FOR IN-SERVICE TRAINING PROGRAM, FOR PERIOD JANUARY 1, 1979 TO JANUARY 1, 1980. (\$43,700.-SLEPA, \$2,300.-LOCAL CASH MATCH TO BE PROVIDED FROM H.C.D.A.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE A CONTRACT WITH PERDECO DISPLAYS, DIVISION OF MONTANA ELECTRICAL DECORATING CORPORATION, 62 McWHORTER STREET, NEWARK, ONLY BIDDER, FOR PROVISION OF CHRISTMAS DECORATIONS FOR CENTRAL BUSINESS DISTRICT, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS, FOR PERIOD OF THIRTY DAYS, COMMENCING DECEMBER 1, 1978; UNIT COST PER DECORATION-\$85. AND TOTAL COST -\$17,170. FOR 202 DECORATIONS OF WHICH HALF WILL BE PAID BY CHAMBER OF COMMERCE. (FUNDS PROVIDED IN 1978 OPERATING BUDGET OF DIVISION OF PUBLIC PROPERTY -\$8,585.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bg.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF A. THOMAS MALANGA, FORMER MEMBER OF THE NEWARK BOARD OF EDUCATION.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH ONORATO CONSTRUCTION, INCORPORATED, 324 VALLEY STREET, SOUTH ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-13, STREET AND SIDEWALK IMPROVEMENTS ON PORTIONS OF BRANFORD PLACE AND UNIVERSITY AVENUE (BURGER KING N.J.R-62), FOR TOTAL SUM OF \$32,718.05, AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS. (FUNDS PROVIDED BY HOUSING COMMUNITY ACT, SECOND YEAR FUNDS, URBAN RENEWAL ITEM II SITE IMPROVEMENTS, FUND 70, DEPARTMENT 28, AGENCY 41, ACCOUNT 250)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bi.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$10,000,000. FOR THE ONE WASHINGTON PARK PROJECT UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED THERETO KNOWN AS SUB-SECTION G-URBAN DEVELOPMENT ACTION GRANT WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ACCEPT FUNDS FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR AN URBAN DEVELOPMENT ACTION GRANT UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AND AMENDMENT THERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bj.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE INDEPENDENCE HIGH SCHOOL, INC., FOR PERIOD JUNE 1, 1978 TO SEPTEMBER 30, 1978, FOR PURPOSE OF IMPLEMENTING INDEPENDENCE HIGH SCHOOL 5TH YEAR PROJECT, AS DESCRIBED IN ATTACHED CONTRACT (RESOLUTION 7-R-q, MARCH 15, 1978). (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)) (SLEPA-\$20,117., STATE BUY-IN-\$1,117., LOCAL CASH-\$1,117. PROVIDED BY INDEPENDENCE HIGH SCHOOL, INC.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

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7-R-bk.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE NATIONAL URBAN FELLOWS, INC. FOR PROVISION OF SERVICES AND TRAINING OF MISS MARILYN ABABIO AS A NATIONAL URBAN FELLOW ASSIGNED TO CITY OF NEWARK, FOR PERIOD SEPTEMBER 5, 1978 TO OCTOBER 18, 1978; AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH THE NATIONAL URBAN FELLOW, INC., FOR PERIOD OCTOBER 19, 1978 TO JUNE 1, 1979, AT MAXIMUM AMOUNT OF \$6,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bl.

RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED PROPERTY AT 474-476 SPRINGFIELD AVENUE, BLOCK 306, LOT 52 AND 10-12 BLUM STREET, BLOCK 306, LOT 1, NEWARK, NEW JERSEY; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bm.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE EMANUEL SENIOR CITIZENS DAY CARE CENTER, INC., 228 CHANCELLOR AVENUE, NEWARK, ONLY BID RECEIVED, FOR PERIOD OCTOBER 2, 1978 THROUGH OCTOBER 17, 1978; AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD OCTOBER 18, 1978 THROUGH OCTOBER 31, 1978; SUM NOT TO EXCEED \$26,179.25 FOR 50 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SPECIFICATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

October 18, 1978

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC., 6 WEST SOUTH ORANGE AVENUE, SOUTH ORANGE, NEW JERSEY, ONLY BID RECEIVED, TO PROVIDE ON-THE-JOB TRAINING PROGRAM FOR CETA PARTICIPANTS, FOR PERIOD OCTOBER 23, 1978 TO OCTOBER 31, 1978; SUM NOT TO EXCEED \$9,472. FOR TRAINING 105 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NATIONAL ASSOCIATION FOR RETARDED CITIZENS, INC., 99 BAYARD STREET, NEW BRUNSWICK, NEW JERSEY, ONLY BID RECEIVED, TO PROVIDE ON-THE-JOB TRAINING PROGRAM FOR RETARDED CITIZENS, FOR PERIOD OCTOBER 23, 1978 TO OCTOBER 31, 1978; SUM NOT TO EXCEED \$7,393. FOR TRAINING 93 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

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7-R-bp.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC., 6 WEST SOUTH ORANGE AVENUE, SOUTH ORANGE, NEW JERSEY, ONLY BID RECEIVED, TO PERFORM A CLERICAL TRAINING PROGRAM FOR 32 PARTICIPANTS, TO START OCTOBER 18, 1978 AND TERMINATE OCTOBER 31, 1978; SUM NOT TO EXCEED \$16,000.; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NORTH JERSEY COMMUNITY UNION, 105 CHARLTON STREET, NEWARK, ONLY BID RECEIVED, TO PROVIDE ON-THE-JOB TRAINING PROGRAM FOR CETA PARTICIPANTS, FOR PERIOD OCTOBER 23, 1978 TO OCTOBER 31, 1978; SUM NOT TO EXCEED \$6,559. FOR TRAINING 105 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-br.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH BOARD OF EDUCATION OF CITY OF NEWARK, NEW JERSEY, IN AMOUNT NOT TO EXCEED \$73,000. FOR TRAINING 220 PARTICIPANTS; PROGRAM TO START OCTOBER 18, 1978 AND TERMINATE OCTOBER 31, 1978; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM NOVEMBER 1, 1978 TO SEPTEMBER 30, 1979,

WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bs.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND INDEPENDENCE HIGH SCHOOL FOR PERIOD OCTOBER 2, 1978 THROUGH OCTOBER 18, 1978; AUTHORIZING MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT FOR PERIOD OCTOBER 19, 1978 THROUGH SEPTEMBER 30, 1979; SUM NOT TO EXCEED \$269,800. FOR TRAINING 100 PARTICIPANTS. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH WORK WORLD, INC., 972 BROAD STREET, NEWARK, NEW JERSEY, ONLY BID RECEIVED, TO PROVIDE AN INSTITUTE FOR JOB DEVELOPMENT PROGRAM FOR PERIOD NOVEMBER 1, 1978 THROUGH DECEMBER 31, 1978; SUM NOT TO EXCEED \$28,798. FOR TRAINING 50 PARTICIPANTS; FURTHER MAYOR AND MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING RESERVE THE RIGHT TO EXTEND THIS SUBCONTRACT FROM DECEMBER 31, 1978 TO SEPTEMBER 30, 1979, WHICH REPRESENTS FULL TERM OF CONTRACT AS SPECIFIED IN BID SOLICITATION CONTINGENT UPON SATISFACTORY PERFORMANCE, RECEIPT OF ADDITIONAL FEDERAL FUNDS AND ADOPTION OF SAID EXTENSION BY NEWARK MUNICIPAL COUNCIL. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE CHIEF EXECUTIVE OFFICERS AND DIRECTORS OF MEDICAL RECORDS OF HOSPITALS IN ESSEX COUNTY ADVISING THEM OF THE ONLY MINORITY MEDICAL TRANSCRIPTION COMPANY IN ESSEX COUNTY UNDER THE NAME OF STATER ENTERPRISES, INCORPORATED, LOCATED AT 715 PARK AVENUE, EAST ORANGE, NEW JERSEY, 07017, TELEPHONE (201) 678-6503, was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 15, CHAPTER 4, SECTION 17, SUPPLY OF HOT WATER, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Grant, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND SECTION 2, REMOVAL BY CITY UPON OWNER'S OR TENANT'S FAILURE (TAX LIEN) OF CHAPTER 17, SNOW AND ICE, OF TITLE 22, STREETS AND SIDEWALKS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 1, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, President Harris.

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Newark, New Jersey, November 1, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:40 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Luis Tesei, St. Thomas Aquinas Roman Catholic Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, James, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal; Lieutenant John Mosca, Sergeant-at-Arms.

(Councilman Tucker arrived 1:45 P. M.)

(Councilman Johnson arrived 1:50 P. M.)

(Councilman Grant arrived 2:00 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 24, 1978 at the time of its preparation. All persons who pre-paid for advance notice of this meeting also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD AUGUST 16, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD AUGUST 16, 1978.

November 1, 1978

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A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD AUGUST 16, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD SEPTEMBER 7, 1978.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD SEPTEMBER 7, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD SEPTEMBER 7, 1978.

A motion that the Copy of Minutes be received was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-g.

The City Clerk presented COPY OF MINUTES OF SPECIAL EMERGENCY MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD AUGUST 25, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-h.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD AUGUST 30, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-i.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY

SEWERAGE COMMISSIONERS, HELD SEPTEMBER 13, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-j.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF AUGUST, 1978.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-k.

The City Clerk presented EVALUATION REPORT OF NEWARK MUNICIPAL COURT MANAGEMENT IMPROVEMENT PROJECT, DATED AUGUST 18, 1978, SUBMITTED BY EXECUTIVE DIRECTOR ZALKIND, NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING.

(Copy submitted to each Member of the Council)

A motion that the Evaluation Report be received and placed on file was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-l.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-J AND R-32, FOR PERIOD ENDING SEPTEMBER 8, 1978; INDICATING NO PROPERTY ACQUISITIONS FOR PERIOD ENDING SEPTEMBER 15, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-58, FOR PERIOD ENDING SEPTEMBER 22, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-123, FOR PERIOD ENDING SEPTEMBER 29, 1978; ALSO INDICATING NO PROPERTY DEMOLITIONS FOR PERIODS ENDING SEPTEMBER 8, 1978, SEPTEMBER 15, 1978 AND SEPTEMBER 22, 1978; LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-32, FOR PERIOD ENDING SEPTEMBER 29, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-m.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF SEPTEMBER, 1978.

November 1, 1978

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-n.

The City Clerk presented QUARTERLY PROGRESS REPORT #35, PERIOD ENDED SEPTEMBER 30, 1978, SECONDARY FACILITIES - IN COMPLIANCE WITH CONSENT ORDER FILED SEPTEMBER 30, 1970, PASSAIC VALLEY SEWERAGE COMMISSIONERS.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-o.

The City Clerk presented 1977 ANNUAL REPORT OF THE NEWARK MUSEUM.

A motion that the Annual Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-p.

The City Clerk presented COPY OF INVESTMENT ACTIVITY REPORT, FOR PERIOD APRIL 1, 1978 THROUGH JUNE 30, 1978, SUBMITTED BY DIRECTOR OF FINANCE JONES.

(Copy submitted to each Member of the Council)

The City Clerk read the following schedule of Investments for the period April 1, 1978 through June 30, 1978, submitted by Director of Finance Jones:

CITY OF NEWARK
TREASURY DIV.
SHEET #1

INVESTMENT ACTIVITY REPORT
4-1-78 Thru 6-30-78

UNIT	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFETY/EXPIRY
<u>CURRENT</u>	REFURCHASE	4-3-78	4-4-78	6.65%	\$5,550,000.00	U.S. BILLS, 4-27-78	FIRST NATIONAL STATE BANK 350 Broad St Newark, N.J.	SAME
		4-4-78	4-6-78	6.50%	\$8,100,000.00	U.S. NOTES 7.375%, 2-15-81	FIRST NATIONAL STATE BANK Newark, N.J.	SAME
		4-6-78	4-7-78	6.50%	\$6,000,000.00	U.S. BILLS, 4-27-78	FIRST NATIONAL STATE BANK Newark, N.J.	SAME
		4-11-78	5-10-78	6.75%	\$171,000.00	\$183,851.03 GNMA, 8 1/2-15-2004	BEVILL, BRESLER SCHULMAN Gateway 1 Newark, N.J.	FIRST NATIONAL STATE BANK 350 Broad St Newark, N.J.
		4-11-78	6-12-78	6.875%	\$882,000.00	\$970,347.70 GNMA, 7 1/2-15-2007	BEVILL, BRESLER SCHULMAN	First National State Bank
		4-12-78	4-17-78	5.5%	\$3,800,000.00	\$137,000.00 GNMA, 8 1/2-15-2006 \$80,000.00 GNMA, 8 1/2-15-2005 \$20,000.00 GNMA, 8 1/2-15-2006 \$11,000.00 GNMA, 8 1/2-15-2006 \$16,000.00 GNMA, 8 1/2-15-2006 \$189,000.00 GNMA, 8 1/2-15-2004 \$3,000.00 GNMA, 8 1/2-15-2005 \$1,550,000.00 U.S. BILL 5, 4-27-78 \$14,000.00 GNMA, 8 1/2-15-2006	First National State Bank	SAME
		4-17-78	4-18-78	6.5%	\$3,000,000.00	U.S. NOTES, 7.375%, 2-15-81	First National State Bank	SAME

November 1, 1978

(CON'T) OF SHEET#1

INVESTMENT ACTIVITY REPORT
4-2-78 thru 6-30-78

FUND CURRENT	TYPE REPURCHASE	DATE 4-21-78	MATURITY 4-26-78	RATE OF INTEREST 6.3%	AMOUNT 2,500,000.00	DESCRIPTIONS	BANK/BROKER FIRST NATIONAL STATE BANK	SAFETY/STAMP BANK
						1,000,000.00 GNMA 8.5% 10-15-2006 300,000.00 U.S. BILLS, 11-14-78 1,000,000.00 BANKS FOR COOP, 6.9% 5-1-78 1,000,000.00 U.S. NOTES, 7.25% 8-15-2007 1,000,000.00 GNMA 7.75% 7-12-85 1,000,000.00 U.S. NOTES, 7% 5-15-82 400,000.00 F.C.B. 5-9-78 1,075,000.00 GNMA 6.5% 10-15-2006 800,000.00 F.H.L. MT 6.825% 12-1-2007	REVILL, BRESLER SCHULMAN	FIRST NATIONAL STATE BANK
		4-21-78	5-24-78	6.80%	1,840,000.00			FIRST NATIONAL STATE BANK
		4-21-78	6-20-78	6.95%	960,000.00		REVILL, BRESLER SCHULMAN	FIRST NATIONAL STATE BANK
		4-25-78	5-1-78	6.55%	1,500,000.00		FIRST NATIONAL STATE BANK	SAME
		4-25-78	5-1-78	6.625%	750,000.00		FIRST NATIONAL STATE BANK	SAME
		5-3-78	5-8-78	6.65%	2,400,000.00	GNMA 8.5% 2-15-2006 1,475,000.00 GNMA 8.5% 10-15-2006 1,300,000.00 U.S. NOTES, 6.25% 7-11-79 1,210,000.00 U.S. NOTES, 8-15-79 3,476,000.87 GNMA 7.5% 8-15-2007 923,014.31 GNMA 6.5% 3-15-2002 2,050,000.00 GNMA 8.5% 2-15-2006 690,000.00 GNMA 9% 2-15-2005 1,385,000.00 FELMC, 8.25% 12-1-2007 500,000.00 U.S. NOTES 7% 5-15-82 250,000.00 U.S. NOTES 7% 2-15-79 250,000.00 GNMA 8% 6-15-2006 280,000.00 GNMA 8% 12-15-2006 160,000.00 GNMA 8% 1-15-2005 2,000,000.00	FIRST NATIONAL STATE BANK FIRST NATIONAL STATE BANK STATE BANK CARROLL, MCINTYRE MCINLEY	SAME SAME SAME FIRST NATIONAL STATE BANK
		5-3-78	5-16-78	6.75%	3,544,000.00		CARROLL, MCINTYRE MCINLEY	FIRST NATIONAL STATE BANK
		5-8-78	5-10-78	6.60%	5,500,000.00		FIRST NATIONAL STATE BANK	SAME
		5-10-78	5-16-78	6.60%	3,500,000.00		FIRST NATIONAL STATE BANK	SAME
		5-12-78	5-15-78	6.60%	2,600,000.00		FIRST NATIONAL STATE BANK	SAME
		5-15-78	5-16-78	6.60%	1,000,000.00		FIRST NATIONAL STATE BANK	SAME
		5-16-78	6-1-78	6.85%	7,600,000.00		FIRST NATIONAL STATE BANK	SAME
		5-16-78	6-8-78	6.90%	3,544,000.00		CARROLL, MCINTYRE MCINLEY	FIRST NATIONAL STATE BANK

November 1, 1978

(CONT. OF SHEET 2)

INVESTMENT ACTIVITY REPORT
8-1-78 Thru 6-30-78

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFETY/STIPULATIONS
CURRENT	REPURCHASE	5-17-78	5-22-78	6.70%	6,000,000.00	1,000,000.00 US NOTES 7.5% 5-15-83 3,800,000.00 US NOTES 7.125% 5-31-78 1,300,000.00 US NOTES 7% 2-15-79	FIRST NATIONAL STATE BANK	SAME
		5-22-78	5-30-78	6.70%	3,000,000.00	US NOTES 7.125%, 5-31-78	FIRST NATIONAL STATE BANK	SAME
CURRENT	REPURCHASE	5-30-78	5-31-78	6.90%	1,000,000.00	1,075,000.00 GNMA 6.90%	FIRST NATIONAL STATE BANK	SAME
		6-1-78	6-5-78	6.875%	5,000,000.00	11-14-2006 1,600,000.00 FLB 7.35% 10-20-83 3,500,000.00 FCB 6-5-78	FIRST NATIONAL STATE BANK	SAME
		6-5-78	6-7-78	6.875%	5,000,000.00	3,000,000.00 US BILLS 6-22-78 1,200,000.00 FLB 7.35% 10-20-83	FIRST NATIONAL STATE BANK	SAME
		6-7-78	6-12-78	6.875%	3,000,000.00	900,000.00, U.S. BONDS 3.5%, 11-15-98 700,000.00 FLB 6.8%	FIRST NATIONAL STATE BANK	SAME
		6-7-78	6-14-78	6.875%	4,000,000.00	10-14-78 3,030,000.00 US BILLS, 6-12-78	FIRST NATIONAL STATE BANK	SAME
		6-9-78	6-14-78	6.875%	3,500,000.00	4,050,000.00 US BILLS 6-22-78	FIRST NATIONAL STATE BANK	SAME
		6-14-78	6-16-78	6.875%	6,500,000.00	2,400,000.00 US NOTES 7.5-15-82 1,200,000.00 US NOTES 7.25% 2-15-84	FIRST NATIONAL STATE BANK	SAME
		6-16-78	6-19-78	6.875%	7,000,000.00	5,050,000.00 US BILLS 6-22-78 1,500,000.00 GNMA 8%, 11-15-2004	FIRST NATIONAL STATE BANK	SAME
CURRENT		6-19-78	6-21-78	7%	6,000,000.00	530,000.00 GNMA 9%, 12-15-2004 465,000.00 GNMA 8.5%, 12-15-2006 610,000.00 GNMA 8%, 6-15-2006 530,000.00 GNMA 8%, 7-15-2006 665,000.00 GNMA 8%, 8-15-2006 675,000.00 GNMA 8%, 10-15-2006 545,000.00 GNMA 8%, 11-15-2006 1,400,000.00 US NOTES 6.625% 8-31-79 1,435,000.00 US NOTES 7.25%, 2-15-84 615,000.00 GNMA 8%, 12-15-2006 2,500,000.00 US NOTES 7.25% 10-31-79 400,000.00 FLB 6.8% 10-19-78 125,000.00 GNMA 8% 11-15-2006 120,000.00 GNMA 8% 10-15-2006 390,000.00 GNMA 8% 6-15-2006	FIRST NATIONAL STATE BANK	SAME

November 1, 1978

FUND	TYPE	DATE	SECURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFEGUARDING DEPOSITORY
<u>CURRENT</u>						400,000.00 US BONDS 3.5% 11-15-98 2,390,000.00 US NOTES 7% 5-15-82 467,905.00 GNMA 7.5% 3-15-2007 1,619,186.00 GNMA 7.5% 10-15-2007	PAINE, WEBBER JACKSON & CURTIS 425 PARK AVE N.Y.N.Y.	FIRST NATIONAL STATE BANK
<u>CURRENT</u>	REPURCHASE	6-23-78	6-23-78	7.125%	4,000,000.00	400,000.00 US BONDS 3.5% 11-15-98 3,800,000.00 US NOTES 7.25% 10-15-79 3,050,000.00 FEMA 7-24-78 3,060,000.00 US NOTES 7.125% 11-15-82 420,000.00 JS BONDS 11-14-78 3,580,000.00 JS BONDS 5-29-78 JS NOTES 7.625%, 6-30-80 2,800,000.00 US NOTES 7.625% 6-30-80	FIRST NATIONAL STATE BANK	SAME
		6-22-78	6-26-78	7.125%	3,000,000.00	3,050,000.00 FEMA 7-24-78	FIRST NATIONAL STATE BANK	SAME
		6-23-78	6-26-78	7.125%	3,000,000.00	3,060,000.00 US NOTES 7.125% 11-15-82	FIRST NATIONAL STATE BANK	SAME
		6-26-78	6-27-78	7.125%	6,000,000.00	420,000.00 JS BONDS 11-14-78 3,580,000.00 JS BONDS 5-29-78 JS NOTES 7.625%, 6-30-80 2,800,000.00 US NOTES 7.625% 6-30-80	FIRST NATIONAL STATE BANK	SAME
		6-27-78	6-29-78	7.125%	2,500,000.00	JS NOTES 7.625%, 6-30-80 2,800,000.00 US NOTES 7.625% 6-30-80	FIRST NATIONAL STATE BANK	SAME
		6-29-78	7-3-78	7.125%	2,750,000.00	2,800,000.00 US NOTES 7.625% 6-30-80	FIRST NATIONAL STATE BANK	SAME
<u>REVENUE SHARING</u>	REPURCHASE	4-10-78	4-17-78	6.5%	2,468,000.00	US BONDS, 4-27-78	FIRST NATIONAL STATE BANK	SAME
		4-13-78	4-14-78	6.5%	2,525,000.00	FEMA 7.15%, 6-12-78	FIRST NATIONAL STATE BANK	SAME
		4-14-78	4-17-78	6.5%	2,525,000.00	US NOTES 7.375% 2-15-81	FIRST NATIONAL STATE BANK	SAME
		4-17-78	5-2-78	6.55%	800,000.00	US BONDS, 11-14-78	FIRST NATIONAL STATE BANK	SAME
		5-17-78	6-5-78	6.85%	800,000.00	250,000.00 GNMA 9%, 12-15-2005 240,000.00 GNMA 9%, 11-15-2004 287,500.00 GNMA 8%, 10-15-2006 300,000.00 GNMA 9%, 12-15-2004 GNMA 9%, 11-15-2004	FIRST NATIONAL STATE BANK	SAME
		6-5-78	6-12-78	6.875%	800,000.00	GNMA 9%, 11-15-2004	FIRST NATIONAL STATE BANK	SAME
<u>ANTI RECESSION</u>	REPURCHASE	4-3-78	4-10-78	6.65%	1,310,000.00	FLB 7.20% 1-30-81	FIRST NATIONAL STATE BANK	SAME
		4-9-78	4-12-78	6.55%	2,100,000.00	US NOTES 8% 8-15-86	FIRST NATIONAL STATE BANK	SAME
		4-10-78	4-17-78	6.50%	1,310,000.00	US BONDS, 4-27-78	FIRST NATIONAL STATE BANK	SAME
		4-11-78	4-17-78	6.5%	1,744,000.00	US BONDS, 4-27-78	FIRST NATIONAL STATE BANK	SAME
		4-12-78	4-17-78	6.5%	2,100,000.00	US NOTES, 8% 8-15-86	FIRST NATIONAL STATE BANK	SAME
		4-17-78	5-15-78	6.55%	800,000.00	485,000.00 GNMA 9% 5-15-2005 315,000.00 GNMA 8% 1-15-2007	FIRST NATIONAL STATE BANK	SAME
<u>ANTI RECESSION</u>	REPURCHASE	4-26-78	5-10-78	6.80%	670,000.00	PART OF 1,021,679.42 GNMA 8% 3-15-2008	REVILL, BREZLER SCHULMAN	FIRST NATIONAL STATE BANK
		5-22-78	5-30-78	6.70%	800,000.00	540,000.00 US NOTES 7% 5-15-82 200,000.00 GNMA 8% 6-15-2006 100,000.00 GNMA 8.25% 6-15-2006 GNMA 9% 12-15-2004 375,000.00 GNMA 9% 7-15-2005 525,000.00 GNMA 9% 11-15-2004 220,000.00 GNMA 8% 6-15-2006 630,000.00 GNMA 8% 7-15-2006 610,000.00 GNMA 8% 12-15-2006 100,000.00 FEMA 6.875% 7-10-80	FIRST NATIONAL STATE BANK	SAME
		5-22-78	6-12-78	6.70%	900,000.00	GNMA 9% 12-15-2004 375,000.00 GNMA 9% 7-15-2005 525,000.00 GNMA 9% 11-15-2004 220,000.00 GNMA 8% 6-15-2006 630,000.00 GNMA 8% 7-15-2006 610,000.00 GNMA 8% 12-15-2006 100,000.00 FEMA 6.875% 7-10-80	FIRST NATIONAL STATE BANK	SAME
		6-12-78	6-26-78	6.875%	900,000.00	GNMA 9% 12-15-2004 375,000.00 GNMA 9% 7-15-2005 525,000.00 GNMA 9% 11-15-2004 220,000.00 GNMA 8% 6-15-2006 630,000.00 GNMA 8% 7-15-2006 610,000.00 GNMA 8% 12-15-2006 100,000.00 FEMA 6.875% 7-10-80	FIRST NATIONAL STATE BANK	SAME
		6-19-78	7-10-78	7.0%	1,360,000.00	220,000.00 GNMA 8% 6-15-2006 630,000.00 GNMA 8% 7-15-2006 610,000.00 GNMA 8% 12-15-2006 100,000.00 FEMA 6.875% 7-10-80	FIRST NATIONAL STATE BANK	SAME
<u>UNEMPLOY MENT TRUST FUND</u>	REPURCHASE	4-6-78	5-8-78	6.55%	93,000.00	100,000.00 FEMA 6.875% 7-10-80	SECURITY NATIONAL HALSEY ST ELMAWK, N.J.	SAME
<u>WATER UTILITY FUND</u>	REPURCHASE	4/3/78	4-5-78	6.65%	200,000.00	GNMA 8% 2-15-2007 215,000.00 GNMA 8% 1-15-2005 503,142.27	FIRST NATIONAL STATE BANK	SAME
		4-5-78	4-12-78	6.55%	200,000.00	GNMA 8% 2-15-2007 215,000.00 GNMA 8% 1-15-2005 503,142.27	FIRST NATIONAL STATE BANK	SAME
		4-11-78	5-10-78	6.75%	453,000.00	503,142.27	REVILL, BREZLER	

November 1, 1978

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFETY/KEEPING DEPOSITORY
WATER UTILITY FUND		4-11-78	6-12-78	6.875%	25,000.00	GNMA 7.5% 3-15-2007 477,755.12	SCHULMAN	FIRST NATIONAL STATE BANK
		4-12-78	4-17-78	6.5%	800,000.00	GNMA 7.5% 1-15-2007	FIRST NATIONAL STATE BANK	SAME
		4-21-78	4-26-78	6.5%	250,000.00	GNMA 9% 2-15-2005	FIRST NATIONAL STATE BANK	SAME
		4-26-78	5-1-78	6.55%	25,000.00	GNMA 9% 11-15-2006	FIRST NATIONAL STATE BANK	SAME
		5-1-78	5-8-78	6.65%	325,000.00	260,000.00 PCB 5-9-78	FIRST NATIONAL STATE BANK	SAME
		5-8-78	5-15-78	6.60%	325,000.00	560,000.00 GNMA 8% 1-15-2005	FIRST NATIONAL STATE BANK	SAME
WATER UTILITY OPERATING FUND	REFURCHASE	5-9-78	5-15-78	6.55%	650,000.00	555,000.00 GNMA 8% 3-15-2008	FIRST NATIONAL STATE BANK	SAME
		5-10-78	5-16-78	6.6%	450,000.00	600,000.00 US BILLS 11-14-78	FIRST NATIONAL STATE BANK	SAME
		5-15-78	5-22-78	6.85%	500,000.00	85,000.00 US NOTES 7% 5-15-82	FIDELITY/UNION TRUST	SAME
		5-16-78	5-22-78	6.85%	450,000.00	475,000.00 PRIME 8.25% 3-15-2007	765 HROAD ST Newark, NJ	SAME
		6-1-78	6-5-78	6.875%	800,000.00	2,000,000.00 US NOTES 7 1/8 5-31-78	FIRST NATIONAL STATE BANK	SAME
		6-9-78	6-12-78	6.875%	1,000,000.00	GNMA 9% 7-15-2005	FIRST NATIONAL STATE BANK	SAME
		6-12-78	6-19-78	6.875%	800,000.00	450,000.00 US BONDS 3.5% 11-15-98	FIRST NATIONAL STATE BANK	SAME
		6-19-78	6-26-78	7%	1,000,000.00	500,000.00 FLB 7.35% 10-20-83	FIRST NATIONAL STATE BANK	SAME
		6-26-78	6-27-78	7.125%	1,000,000.00	450,000.00 US BILLS 6-22-78	FIRST NATIONAL STATE BANK	SAME
		6-27-78	6-28-78	7.125%	1,000,000.00	675,000.00 US BONDS 3.5% 11-15-98	FIRST NATIONAL STATE BANK	SAME
WATER UTILITY OPERATING FUND	REFURCHASE	6-26-78	6-27-78	7.125%	1,000,000.00	1,030,000.00 US BILLS 11-14-78	FIRST NATIONAL STATE BANK	SAME
	REFURCHASE	4-11-78	6-12-78	6.875%	400,000.00	477,755.12 GNMA 7.5% 1-15-2007	BEVILL, BRESLER SCHULMAN	FIRST NATIONAL STATE BANK
		4-26-78	5-10-78	6.80%	100,000.00	1,021,679.42 GNMA 8% 3-15-2008	BEVILL, BRESLER SCHULMAN	FIRST NATIONAL STATE BANK
		4-26-78	6-1-78	6.90%	912,000.00	487,256.35 PRIME 8.25% 12-1-2007	BEVILL, BRESLER SCHULMAN	FIRST NATIONAL STATE BANK
CAPITAL	REFURCHASE	4-26-78	5-25-78	6.90%	1,358,000.00	487,256.35 PRIME 8.25% 12-1-2007	BEVILL, BRESLER SCHULMAN	FIRST NATIONAL STATE BANK
		4-26-78	5-25-78	6.90%	430,000.00	487,256.35 PRIME 8.25% 12-1-2007	BEVILL, BRESLER SCHULMAN	FIRST NATIONAL STATE BANK
		4-26-78	5-10-78	6.80%	172,000.00	1,021,679.42 GNMA 8% 3-15-2008	BEVILL, BRESLER SCHULMAN	FIRST NATIONAL STATE BANK
		5-26-78	6-12-78	7%	500,000.00	PRIME 7.35% 3-10-81	MIDLANTIC NATIONAL 744 Broad St Newark, NJ	SAME

A motion that the Report of Investments be received was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-g.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF SEPTEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-r.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD SEPTEMBER 21, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

4-s.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF SEPTEMBER, 1978, SUBMITTED BY ACTING DIRECTOR JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman James, seconded Councilman Bottone and adopted by the following votes:

4-t.

The City Clerk presented REPORT OF SUMMARY OF CITY-OWNED PROPERTY REVENUE ACCOUNTS, FOR THE MONTH OF SEPTEMBER, 1978, SUBMITTED BY ACTING TAX COLLECTOR JOSEPH.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

President Harris called for ordinances on First Reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

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Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln
Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department
of Transportation, Division of Traffic Engineering was made by Councilman Bottone,
seconded by President Harris and declared adopted by President Harris by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL
SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF
NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department
of Transportation, Division of Traffic Engineering was made by President Harris,
seconded by Councilman Bottone and declared adopted by President Harris by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL
SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF
NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department
of Transportation, Division of Traffic Engineering was made by Councilwoman Villani,
seconded by Councilman James and declared adopted by President Harris by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Deleting Durand Street, Eastbound, from Mulberry Street to McCarter Highway

Hoyt Street, Southbound, from New Street to High Street

Pierson Place, Southbound, from Bank Street to Market Street

Rutgers Street, Northbound, from South Orange Avenue to West

Market Street

Searing Street, Northbound, from Warren Street to New Street

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Sidney Place, Southbound, from West Market Street to Nelson Place
 Summit Place, Westbound, from High Street to Lock Street
 Wallace Street, Southbound, from West Market Street to South
 Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

President Harris: The yeses are five and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978.

(Councilman Tucker arrived 1:45 P. M.)

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON DOWNING STREET.

(Downing Street, South side, beginning at a point 155 feet east of
 the easterly curblin of Jefferson Street and extending
 25 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SAYBROOK PLACE AS A ONE-WAY STREET.

(Deleting Saybrook Place, Southbound from Park Place to McCarter Highway

Adding Saybrook Place, Eastbound, from Park Place to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON GOBLE STREET.

(Goble Street, east side, beginning at a point 35 feet south of the southerly curblineline of Murray Street, and extending 102 feet southerly therefrom. (From 7:00 A. M. to 6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BRILL STREET.

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(Brill Street, from Christie Street to Fleming Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH NINTH STREET AS A ONE-WAY STREET.

(North Ninth Street, Southbound, from Delavan Avenue to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-d) AND AMENDMENTS THERETO. (TO CREATE THE POSITIONS OF SECRETARIAL ASSISTANT AND SUPERVISING CLAIMS EXAMINER IN THE DIVISION OF PERSONNEL)

(Personnel Division

Secretarial Assistant \$ 9,461. - \$11,074.

Supervising Claims Examiner 12,819. - 15,582.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

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President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978.

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND TITLE 15, CHAPTER 4, SECTION 17, SUPPLY OF HOT WATER OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND SECTION 2, REMOVAL BY CITY UPON OWNER'S OR TENANT'S FAILURE (TAX LIEN) OF CHAPTER 17, SNOW AND ICE, OF TITLE 22, STREETS AND SIDEWALKS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 1951, AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978.

6-F-o.

The City Clerk read AN ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 10, MINIMUM QUALIFICATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1966, AS AMENDED. (TAXICAB DRIVER'S LICENSE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978.

/ 6-F-p.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE AUTHORIZING THE APPOINTMENT OF A COMMISSION TO PROVIDE AND MAINTAIN SENIOR CITIZEN SERVICES AND FACILITIES IN HEALTH, RESEARCH AND TRAINING, RECREATION AND SOCIAL PROGRAMS FOR SENIOR CITIZENS WITHIN THE CITY OF NEWARK, NEW JERSEY (TITLE 2, CHAPTER 2, SECTIONS 64-70)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Tucker, Villani, President Harris.

President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978.

/ 6-F-q.

The City Clerk read AN ORDINANCE AMENDING ORDINANCE 6-S & F-a, ADOPTED JANUARY 27, 1977, AS AMENDED, WHICH ORDINANCE CREATED AND CONTINUED THE CENTRAL PLANNING BOARD AND THE BOARD OF ADJUSTMENT, TO PROVIDE FOR THE APPOINTMENT OF ALTERNATE MEMBERS TO THE CENTRAL PLANNING BOARD AND BOARD OF ADJUSTMENT.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, James, Tucker, Villani, President Harris.

No: Councilman Bottone.

President Harris: The yeses are five and the noes are one. This ordinance

is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND TITLE 3, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (HOURS OF BURNING REFUSE IN INCINERATORS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978. .

6-F-s.

The City Clerk read AN ORDINANCE PROVIDING FOR THE SALE OF PREMISES KNOWN AS 372-374 SOUTH 19TH STREET (BLOCK 1791, LOT 41), 312-314 SOUTH 19TH STREET (BLOCK 1793, LOT 48), 242-246 FIRST STREET (BLOCK 1912A, LOT 26), 248-256 FIRST STREET (BLOCK 1912A, LOT 48), 158-160 CHANCELLOR AVENUE (BLOCK 3703, LOT 16), 164 CHANCELLOR AVENUE (BLOCK 3703, LOT 18), 164½ CHANCELLOR AVENUE (BLOCK 3703, LOT 20), 162 CHANCELLOR AVENUE (BLOCK 3703, LOT 17), 278-280 MEEKER AVENUE (BLOCK 3566, LOT 33), TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13(b)(1). (\$18,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by President Harris.

Councilman James said he has several questions in connection with this ordinance and requested representative of the Housing Authority to approach the podium.

President Harris requested Mr. William Reed, Principal Financial and Marketing Analyst to approach the speakers roster.

Councilman James said this ordinance deals with scattered housing sites in the

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South Ward. He received a document from the Housing Authority dated October 31, 1977 which he has been carrying around since that date wondering if there was any projection with respect to the 89 units projected for the South Ward. He questioned if there was any time schedule for the other development concerned.

Principal Financial and Marketing Analyst Reed replied Phase 5 of the scattered site program is in N.J.R-38 which is located between Avon Avenue, Runyon Street and Seymour Avenue. It is scheduled to commence next month at the latest and the contract on 82 units of scattered housing sites will be signed. The items the Council is dealing with today are scheduled to go into the ground early next spring. The Housing Authority is now at the point of signing the contract with HUD to finalize the budget for these particular items.

Councilman James said then he is to understand that the ordinance before the Council now is for immediate consideration and next month the Housing Authority will come back for the remainder of the package.

Principal Financial and Marketing Analyst Reed replied in the affirmative.

Councilman Tucker said the Housing Authority has made many promises in the past which were never followed through. It appears to him that the Housing Authority takes Turnkey and sets it up on its own land.

Councilman Tucker enumerated the various sites throughout the City which have never been developed up to this point. He felt an official request should be made of the Housing Authority to receive a report on the disposition of all of the Turnkey sites throughout the City as he felt the Housing Authority is playing roulette with respect to this matter. The Turnkey was supposed to be City-wide and not Urban Renewal land. He felt a report should be submitted on the disposition of every single parcel that was included in the submission made to HUD.

Principal Financial and Marketing Analyst Reed indicated he will prepare a report for Councilman Tucker on all the Housing Authority Projects, low rent as well as Section 8.

Councilman Tucker replied he is only concerned with the Turnkey Development at this time.

Councilman Carrino noted the former Executive Director of the Housing Authority appeared before the Council over a year ago and submitted several plans. He had met with the former Director in February and was told that one of the sites was in Phase I on Sixth Avenue and Mt. Prospect Avenue and Thomm's would have a ground breaking very shortly. It is now November and not a brick has been moved on Sixth Avenue.

Councilman Carrino questioned what has happened to Phase 1, 2 and 3. He felt nothing seems to be moving. He agreed a report should be received on the status of all scattered site housing.

A motion to adopt the ordinance on first reading and directing the City Clerk to communicate with Acting Executive Director Hill, Newark Redevelopment and Housing Authority requesting a detailed report indicating the status of all authorized Turnkey Projects since the inception of that program; further the report should properly identify all projects concerned and the authority for same including the source of funds and if any property was disposed of, such fact should be noted in the report, was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978.

6-F-t.

The City Clerk read AN ORDINANCE AMENDING ORDINANCE 6-S & F-j OF JULY 16, 1975, AS AMENDED BY ORDINANCES 6-S & F-f AND 6-S & F-e ADOPTED JANUARY 7, 1976 AND ORDINANCES 6-S & F-k ADOPTED JULY 14, 1976 AND AS FURTHER AMENDED BY ORDINANCE 6-S & F-f ADOPTED JANUARY 4, 1978 ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974" (FIRST ACTION YEAR)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and

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passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 13, 1978.

(Councilman Johnson arrived 1:50 P. M.)

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE SUPPLEMENTING TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:12-1, Midblock Crosswalks, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

On Bergen Street, 682 feet south of the southerly curblin of West Market Street.

Section 2. That the crosswalks shall be marked and signed with W11-2 sign in accordance with the respective sections of the Manual on Uniform Traffic Control Devices for Streets and Highways as adopted by the State of New Jersey.

Section 3. This ordinance shall take effect upon approval by the Commissioner of Transportation as provided by law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF WARREN AND WICKLIFFE STREETS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

INTERSECTION:

Warren Street and Wickliffe Streets

RIGHT TURN PROHIBITION:

East on Warren Street to South on Wickliffe Street.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE TO AMEND THE LEASE BETWEEN THE CITY OF NEWARK AS LANDLORD AND
VINDICATE SOCIETY, INC. AS TENANT, FOR PREMISES COMMONLY KNOWN AS 32 CENTRAL AVENUE
AND DESIGNATED AS BLOCK 20, LOT 1, ON THE OFFICIAL TAX MAPS AND TAX DUPLICATE (YEAR
1978) OF THE CITY OF NEWARK, FOR THE PURPOSE OF INCORPORATING FOUR (4) ADDITIONAL
CONDITIONS INTO SAID LEASE.

WHEREAS, the Vindicate Society, Inc. a non-profit corporation of the State of New Jersey pursuant to ordinance 6-ph, S and F-d adopted August 9, 1978 has executed a lease with the City of Newark for City-owned property located at 32 Central Avenue, Block 20, Lot 1, for the sum of three thousand, three hundred sixty nine dollars (\$3,369.00) or the county taxes, whichever is greater for a term of one (1) year; and

WHEREAS, it has been discovered that four (4) conditions which were originally intended by the parties hereto to be contained in said lease agreement were inadvertently omitted therefrom.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the annexed lease between the Vindicate Society, Inc. and the City of Newark which was authorized by Ordinance 6-ph, S and F-d adopted on August 9, 1978 in accordance with N.J.S.A. 40A:12-14 (c), for premises commonly known as 32 Central Avenue and designated as Block 20, Lot 1, on the official Tax Maps and Tax Duplicate (Year 1978) of the City of Newark for the sum of three thousand, three hundred sixty nine dollars (\$3,369.00) or the county taxes whichever is greater, for a term of one (1) year be and the same is hereby amended to include the additional conditions hereinafter described:

- a. The building must be used exclusively for the residential program. The tenant may not sublet any portion of the building or, allow the utilization of the facility by any other agency without the express written consent of the City.
- b. The tenant will furnish fiscal and programmatic reports to the Newark Office of Criminal Justice Planning as long as they occupy the facility; moreover, it will be the responsibility of the Newark Office of Criminal Justice Planning to monitor and evaluate the program effectiveness and report the same to the Municipal Council.
- c. Of the clients served by the Vindicate Society Program a minimum of 75% must come from the City of Newark and an additional 15% must come from Essex County. The remainder may be allocated according to the needs of the New Jersey Division of Youth and Family Services.
- d. Within a twelve month period from the day the lease is executed, Vindicate Society will vacate 605 Broad Street and locate all of their operations within 32 Central Avenue.

2. This ordinance shall not alter any term(s) and/or condition(s) of the lease approved by said ordinance adopted August 9, 1978, (6-Ph, S & F-d) but shall incorporate the aforementioned conditions into the annexed lease to take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Carrino.

President Harris: The yeses are six and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN AND THE
FEASIBILITY OF RELOCATION FOR THE NEWARK PLAZA PROJECT N.J.R-58 (FIFTH AMENDMENT)

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7RH adopted October 16, 1963, Resolution 7RBM adopted May 20, 1964, Resolution 7Rbb adopted April 16, 1969, Resolution 7Rbq adopted May 18, 1973 and Ordinance 6S & FB adopted March 16, 1977, approved an Urban Renewal Plan and amendments thereto for the Newark Plaza Project (N.J.R-58); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark have considered and approved a further amendment to said Urban Renewal Plan, said amendment consisting of: (1) a change of designation from TO-BE-ACQUIRED for Lot 1, Block 155, (2) a change of designation from TO-BE-ACQUIRED to NOT-TO-BE-ACQUIRED for Lots 10, 13, 14, 16 and 17, Block 158, (3) a change of designation from public to core area commercial for the 65± foot strip of land on the easterly side of McCarter Highway between Market Street and Raymond Boulevard, (4) Alling Street, from Edison Place to Market Street, will not be vacated and will remain open as a public right-of-way; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendations of the planning board; and

WHEREAS, it has heretofore been found and determined by Resolution 7RT adopted on July 10, 1961 and Resolution 7RBO adopted on February 16, 1977 that the project area is a blighted area under Chapter 187 of the Laws of the state of New Jersey, 1949, as amended; and

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WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.

6. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing, on the ordinance, as advertised, was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

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Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani,
President Harris.

A motion to amend this ordinance by adding the following paragraph to read
as follows:

2. That it is hereby found that interim use of lands heretofore protected
for the planned improvement of Route 21 is in the public interest
and that appropriate safeguards have been instituted to avoid such
future use of these lands as may serve to impede the reconstruction
of Route 21.

Paragraphs 2, 3, 4, 5, 6 and 7 were renumbered to read Paragraphs 3, 4, 5,
6, 7 and 8 was made by President Harris, seconded by Councilman Bottone and declared
adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani,
President Harris.

A motion to adopt the amendment to the ordinance was made by President Harris,
seconded by Councilman Bottone and declared adopted by President Harris by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani,
President Harris.

The City Clerk stated that the ordinance, as amended, will be advertised in
accordance with law and a public hearing will be held on the amendment to the ordinance,
and the ordinance, as amended, will be considered for further action on November 13, 1978.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, adver-
tised in accordance with law and a hearing date set. It is now before you for public
hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF EXCHANGE ALLEY, AS LAID OUT 10 FEET
IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES,
EXTENDING FROM MARKET STREET TO EDISON PLACE; AND FOR THE VACATION OF HAYES ALLEY, AS
LAID OUT 10 FEET IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES,
AND SQUARES, EXTENDING FROM MC CARTER HIGHWAY TO EXCHANGE ALLEY, AND FROM EXCHANGE ALLEY
TO ALLING STREET.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

November 1, 1978

Section 1. That the following streets be vacated as public streets or highways, subject to the provision set forth in Section 2 herein below:

- (a) All that part of Exchange Alley, as laid out - 10 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from Market Street to Edison Place.
- (b) All that part of Hayes Alley, as laid out - 10 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from McCarter Highway to Exchange Alley.
- (c) All that part of Hayes Alley, as laid out - 10 feet in width on the Map of the Commissioners to lay out Streets, Avenues, and Squares, extending from Exchange Alley to Alling Street.

All is as shown on a map prepared under the direction of this Council known and designated as Map No. 1728-V, dated July 18, 1978, which Map is hereto attached and made a part hereof.

Section 2. That an easement in the aforesaid Exchange Alley and Hayes Alley to be vacated, are reserved to the City of Newark, its agencies and departments, including, but not limited to, Public Works, Police, Fire and Public Service Electric and Gas Company, and any other Public Utility Company having facilities therein, as delineated on Map No. 1728-V, dated July 18, 1978, and the right to enter upon the described easement for the purpose of laying, relaying, rebuilding, reconstructing or maintaining existing additional sewer, water or gas mains, electric or telephone conduits, and any other Public Utility Company's facilities, their manholes, gates or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the described easement which will interfere with laying, relaying, rebuilding, reconstructing or maintaining existing or additional sewer, water or gas mains, electric or telephone conduits, and any other Public Utility Company's facilities, their manholes, gates and appurtenances, is prohibited and contrary to this Ordinance.

Section 3. A copy of the aforesaid Map No. 1728-V, dated July 18, 1978, is on file in the Office of the Director of Engineering.

Section 4. That the retention of easements within the above vacated streets will not interfere with the consummation of the Urban Renewal Plan for the area.

Section 5. This Ordinance is adopted under and by virtue of the provisions of N.J.S.A. 40:67-1(b), N.J.S.A. 40:55-21.11 and N.J.S.A. 40:55c-72.

Section 6. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, Villani, President Harris.

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President Harris: The yeases are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON PROSPECT STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

Prospect Street.

Both sides, from the northerly line of Market Street to a point 210 feet southerly therefrom.

AND ADDING THERETO:

Prospect Street.

West side, from the southerly line of Market Street to a point 210 feet southerly therefrom.

Prospect Street.

East side, from the southerly line of Market Street to a point 470 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Villani, President Harris.

No: Councilman Johnson.

Absent During Roll Call: Councilman Tucker.

President Harris: The yeses are five, the noes are one and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR COMMUNITY HEALTH EDUCATOR AND TO ADJUST THE SALARY RANGE FOR PRINCIPAL CLAIMS SPECIALIST).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6S&FM) adopted May 4, 1977 as amended and supplemented as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Community Health Educator 200032	\$11,074	\$13,460
Principal Claims Specialist 200001	12,819	15,582

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and reject this ordinance was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, President Harris.

Not Voting: Councilwoman Villani.

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6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL ENGINEER, STRUCTURAL)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor", (6S&FM) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to create the title, title code, annual minimum and annual maximum salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Engineer	1977	\$ 16,369	\$ 19,887
(Structural)	1978	17,179	20,881
154500			

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and reject this ordinance was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Tucker, President Harris

Not Voting: Councilwoman Villani.

(Councilman Grant arrived 2:00 P. M.)

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS
IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-g) ADOPTED MAY
4, 1977 AND AMENDMENTS THERETO (TO ADJUST SALARIES FOR THE FIRST ASSISTANT CORPORATION
COUNSEL AND LEGAL ASSISTANTS AND INCREASE THE NUMBER OF LEGAL ASSISTANTS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," adopted May 4, 1977 (6s&Fg), and amendments thereto, be and the same is hereby amended to adjust salaries for the First Assistant Corporation Counsel and Legal Assistants and increase the number of Legal Assistants as amended and supplemented as follows, to wit:

<u>POSITION AND NUMBER OF POSITIONS</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
First Assistant Corporation Counsel 910002	1 11/1/78	\$32,000	\$32,000
Legal Assistant 156900	1 11/1/78	25,381	30,790
Legal Assistant 910004	4 11/1/78	24,179	29,324
Legal Assistant 910005	5 11/1/78	20,881	25,381
Legal Assistant 910006	3 11/1/78	18,038	21,925
Legal Assistant 910007	4 11/1/78	15,582	18,940
Legal Assistant 910008	1 11/1/78	18,220	18,220

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Carrino questioned if there are any Assistant Corporation Counsel provided for in this ordinance.

City Clerk D'Ascensio replied this ordinance increases the number of additional Legal Assistants.

Councilman Tucker pointed out Corporation Counsel Perillo discussed this ordinance at the pre-meeting conference indicating that the increased number of Legal Assistants included within this ordinance are personnel currently being paid out of federal monies.

Councilman Tucker said he indicated when the budget appears he does not want to see a transfer of federal funds paying for the staff picked up on the Municipal Budget.

Councilman Carrino said if the additional personnel aren't provided for now, Council does not have to worry about keeping them out next Spring. He expressed his concern that a precedent may be set that where money runs short in federal programs, then salaries may be picked up on the City Budget.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, Tucker, Villani, President Harris.

No: Councilmen Carrino, James.

Not Voting: Councilman Johnson.

President Harris: The yeses are five, the two are noes and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN BERTHA C. LOTT AND JEREMIAH LOTT, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR PREMISES COMMONLY KNOWN AS 156, 158, 160, 162, 164, AND 166 WILSON AVENUE, NEWARK, ESSEX COUNTY, NEW JERSEY, FOR A TERM OF FIVE (5) YEARS PURSUANT TO N.J.S. 40A:12-5(a)(1)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That premises commonly known as 156, 158, 160, 162, 164, and 166 Wilson Avenue, designated as Block 1007, Lot 1,5,6, on the Official Tax Maps and Tax Duplicate (year 1978) of the City of Newark are necessary for the performance of its governmental functions.

2. That pursuant to N.J.S. 40A:12-5(a)(1) the Business Administrator of the City of Newark, New Jersey is hereby authorized to enter into a written lease agreement, the terms and conditions of which are set forth in a copy attached hereto and made a part hereof, with Bertha C. Lott and Jeremiah Lott, owners of the subject premises, for a period of five (5) years, commencing July 1, 1978, at a rental of \$12,600.00 for the first year; \$13,860.00 for the second year; \$15,246.00 for the third year; \$15,246.00 for the fourth year; and \$15,246.00 for the fifth year. In addition to said rent, the City shall pay the taxes on the property which exceed the 1952 tax rate.

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3. That copies of the proposed lease agreement be on file in the office of the City Clerk of the City of Newark, New Jersey for examination during regular business hours.

4. That copies of the executed lease shall be filed by the Business Administrator with the Clerk of the City of Newark, New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXCHANGE OF CITY-OWNED PROPERTY LOCATED IN THE TOWNSHIP OF VERNON, KNOWN AS BLOCK 201, LOT 1 IN EXCHANGE FOR LANDS OWNED BY JOHN L. KURLANDER KNOWN AS BLOCK 203, LOTS 6 AND 7 LOCATED IN THE TOWNSHIP OF VERNON PLUS \$150,000., AND FURTHER AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EXECUTE DOCUMENTS TO EFFECTUATE SUCH EXCHANGE AND COLLECT SUCH SUM.

WHEREAS, the City of Newark is the owner of those lands commonly designated as Block 201, Lot 1 on the tax assessment maps of the Township of Vernon consisting of + 84 acres and said land is on the fringe and outside the Pequannock Watershed and not needed for public use; and

WHEREAS, John L. Kurlander is the owner of those lands commonly designated as Block 203, Lots 6 and 7 on the tax assessment maps of the Township of Vernon consisting of + 64 acres and said lands are located immediately adjacent to Canistear Reservoir in the Pequannock Watershed; and

WHEREAS, the parties desire to exchange their lands in accordance with the provisions of N.J.S.A. 40A:12-16; and

WHEREAS, the parties have caused appraisals of their respective parcels to be prepared by Richard Chaiken, M.A.I. and his appraisals indicate the value of the City of Newark parcel as \$210,000 and the value of the land owned by John L. Kurlander as \$60,000 and the differences in those values is \$150,000; and

WHEREAS, N.J.S.A. 40A:12-16 provides that municipalities in acquiring land through trade may do so if the land is valued at not more than the current assessed value, and may value its land to be exchanged at not less than assessed value, it is in the City's interest to reduce the appraised value of Block 203 Lots 6 and 7 by \$36,000 to the assessed value of \$24,000 in accordance with N.J.S.A. 40A:12-16, and to adjust the value of Block 201 Lot 1 by \$36,000 which is above the assessed value of \$68,400, and to exchange said lands for the difference of \$150,000 which is the same as the difference of the appraised values of the subject lands; and

WHEREAS, the Board of Directors of the Newark Watershed Conservation and Development Corporation has reviewed and recommended this exchange and the Division of Water Supply has found such exchange to be advantageous to the City.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the City of Newark shall exchange Block 201, Lot 1 as shown on the tax map of Vernon Township for Block 203, Lots 6 and 7 as shown on said tax maps and \$150,000 in accordance with N.J.S.A. 40A:12-16.
2. That the City of Newark owned land is not needed for public use.
3. That the Executive Director of the Newark Watershed Conservation and Development Corporation is authorized to execute on behalf of the City of Newark all documents including deeds, which are necessary to effectuate this exchange of property.
4. That the Newark Watershed Conservation and Development Corporation is authorized to collect the sum of \$150,000 in accordance with Council Resolution 7RH adopted March 2, 1974 as amended by Council Resolution 7RK adopted July 16, 1975.
5. That the costs of publishing this ordinance shall be paid by John L. Kurlander.
6. That a closing will occur within 45 days of the adoption of this ordinance.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 1, 1978

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE CHANGING THE NAME OF WAVERLY AVENUE, IN ITS ENTIRETY, TO MUHAMMAD ALI AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The name of Waverly Avenue, in its entirety, be and the same is hereby changed to Muhammad Ali Avenue.
2. The erection of signs thereon and designation of numbers of premises, and change of municipal maps and records, shall be made accordingly.
3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Carrino.

President Harris: The yeses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 5, CHAPTER 2, ARTICLE 11, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)

WHEREAS, on July 16, 1975, the Newark Municipal Council adopted Ordinance 6-S & F-c, which established the Affirmative Action Review Council as an operating sub-committee of the Newark Human Rights Commission empowered to review all construction trade-related contracts granted by the City of Newark to ensure full compliance with the Affirmative Action Plan of the City of Newark; and

WHEREAS, the Newark Municipal Council has recognized that the current level of minority contracting participation is the legacy of past practices and events, which has prevented the full participation of minorities in the construction trades and which level is grossly inadequate in a city such as Newark, which is populated by no less than seventy percent minorities; and

WHEREAS, the City of Newark in concert with the State of New Jersey and the Federal Government supports the concept of granting a definite portion of all construction trade-related contracts, funded by local, state, and or federal monies, to minority contractors, and wishes to expand its affirmative action plan to include minority contractors;

THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That Section 2:2-40.3 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

- (a) As such sub-committee, the Affirmative Action Review Council shall be empowered to review all construction trade-related contracts granted by the City of Newark to ensure full compliance with the Affirmative Action Plan.
- (b) The Review Council shall be further empowered to review all construction projects proposals, including those for tax abatement projects, to ascertain that contracts in the amount of 25% of the total costs of said construction project shall be awarded to a qualified and certified minority contractor or contracting enterprise, of which more than 50% of the voting shares or interest is held by individuals who are members of a minority, and that more than 50% of the net profit or loss attributable to that enterprise accrues to members of a minority. The 25% requirement for construction contract awards to minorities shall become part of the City's affirmative action plan.
- (c) The restriction contained in paragraph (b) of this section will not apply to any contract for which the Review Council makes a determination that the 25% set aside cannot be filled by minority contracting enterprises located within a reasonable trade area, determined in relation to the nature of the services intended to be procured. Furthermore, in the event there are not a sufficient number of qualified minority contractors in the relevant market area, the contractor may apply to the Review Council

for a waiver. The waiver must list the efforts the contractor has exerted to locate and enlist minority contractors, and the specific minority contractors which were contacted and the reason each minority contracting enterprise was not used.

Section 2. That Section 2:2-40.4 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

2:2-40.4 Compliance officer, duties

There shall be a compliance officer charged with the duties of overseeing the implementation of the Affirmative Action Plan on all construction contracts awarded by the City of Newark, as that plan relates to the employment of minority workers on construction projects for which the City awards contracts and the award of 25% of all construction contracts to minority contractors.

Section 3. That Title 2, Chapter 2, Article 11 be further amended to add the following:

- (a) On all construction projects to be awarded by the City, the contractor will insure that he will use minority-owned business for not less than 25% of the total contract or grant amount.
- (b) Any contractor that does not meet the minimum level of 25% minority participation shall be given an opportunity to appear before the Review Council to display the "good faith" effort (as defined in the City's Affirmative Action Plan) he has made towards meeting the 25% requirement, and he may apply for a waiver, as defined in Section 1 (c).
- (c) In the event that the percentage of the contract or subcontract work is not at least 25% of the total dollar amount of the contract, and the Review Council determines that a good faith effort has not been made, it shall recommend to the Mayor, who shall consult with the governing body, that one or more of the following actions be taken:
 - 1. Require the contractor to enforce his obligation under his contract with subcontractors, either by suit at law or arbitration, whichever is appropriate.
 - 2. Commence an action or proceed in arbitration as a third party beneficiary.
 - 3. Take all other actions available at law or equity for the breach of a material condition of a contract.
 - 4. Consider the breach of this agreement an act of irresponsibility by the contractor which the City may take into account in evaluating future bids by that contractor.

5. The Mayor of the City of Newark reserves the right to impose for each day of non-compliance penalties as follows:

<u>CONTRACT OR GRANT AMOUNT</u>	<u>PENALTY PER DAY OF NONCOMPLIANCE</u>
10,000 - 199,999	\$100
200,000 - 499,999	150
500,000 -1,499,999	200
1,500,000 -2,999,999	250
3,000,000 -4,999,999	300
5,000,000 - and above	500

Section 4. That Title 2, Chapter 2, Article 11 be further amended to add the following:

- (a) On all construction which is to be awarded a tax abatement by the Municipal Council of the City of Newark, the developer of the project will insure that the general contractor will use minority-owned businesses, for not less than 25% of the project amount. In selecting a minority-owned business, the contractor shall make every effort to select subcontractors who have their principal place of business in the City of Newark first, then the County of Essex, then the Greater Newark Metropolitan area.
- (b) Any contractor that does not meet the minimum level of 25% minority participation shall be given an opportunity to appear before the Review Council to display the "good faith" effort (as defined in the City's Affirmative Action Plan) he has made towards meeting the 25% requirement, and he may apply for a waiver, as defined in Section 1 (c).
- (c) In the event that it is determined by the Affirmative Action Review Council that a "good faith" effort, as defined in the City's Affirmative Action Plan, has not been made to assure that the general contractor will use minority-owned businesses, it shall recommend to the Mayor that one or more of the following actions be taken:
 - 1. Require the developer to enforce his obligation under his contract with contractors and subcontractors.
 - 2. Commence an action, either by suit or arbitration whichever is appropriate, as a third party beneficiary.
 - 3. Order that the developer of any offending contractor be barred from participating in any projects requiring tax abatement for a period of seven (7) years from the date of violation.

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4. The Mayor of the City of Newark reserves the right to impose for each day of non-compliance penalties as follows:

<u>CONTRACT OR GRANT AMOUNT</u>	<u>PENALTY PER DAY OF NONCOMPLIANCE</u>
10,000 - 199,999	\$100
200,000 - 499,999	150
500,000 - 1,499,999	200
1,500,000 - 2,999,999	250
3,000,000 - 4,999,999	300
5,000,000 - and above	500

Section 5 Prior to the expiration of five years from the passage of this ordinance, the Review Council shall review the Affirmative Action Program and make a determination as to whether remedial relief in employment and minority business enterprise participation is still necessary. If the Review Council determines that the above affirmative relief is still needed, then an ordinance must be enacted setting forth the guidelines of such relief. If the Review Council finds that there is no necessity for continued affirmative action, then the Affirmative Action Program shall cease.

Section 6. That all prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 7. Notwithstanding that Section 4 (c) (4) of this ordinance shall not take effect until six months after final passage and publication, all other provisions of this ordinance shall take effect after final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

DR. ALBERT BLACK, PRESIDENT OF GARDEN STATE MANAGEMENT CORPORATION SERVICES, 667 SHERIDAN AVENUE, PLAINFIELD, NEW JERSEY, said that this is the most important ordinance the City Council has been confronted with in years. He felt it was most important because the action today will determine that many minority children, Blacks and Puerto Ricans will have bread to eat and milk to drink. Minorities represent approximately 65% to 70% in the City of Newark but the unemployment statistics are appalling. In the populated areas of the City of Newark the unemployment statistics run about 19% to 20% of the male and amongst our minority teenagers the statistics show that 40% and 45% cannot find work. He urged the Municipal Council to adopt this ordinance.

Councilman Tucker thanked Dr. Black and other representatives of minorities for being present at this meeting. The ordinance before the Council today is in an amended form and he feels it will help to move Newark forward. It is a start and it is not a solution to the problem but it will start the process of assuring the City

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will more realistically address the problems of the minority community. This ordinance was reached after interaction with the Mayor, the Members of the Municipal Council, the business community and recommendations from the Affirmative Action Review Council.

Councilman James said this ordinance is a compromise of the legislation originally presented. He pointed out if the Affirmative Action Office fails to go out and make timely inspections of work sites to assure the 25% requirement the ordinance will serve the public in the way it was envisioned. He felt it becomes incumbent upon the Council to communicate with the Affirmative Action Office to assure they enforce the ordinance.

Councilman James said he hopes that collectively the Council can convey that message to Administration that if there is no meaningful enforcement, no meaningful day to day monitoring of construction sites, then we are kidding ourselves about increased minority participation.

Councilman Grant remarked what he is doing to insure the 25% quota, in that he has appointed a member of his staff to serve as a personal monitor to make sure that contracts let by the City cover the 25% of minority enterprises doing business with the City. He urged his fellow colleagues to join him in his efforts to make sure that these contracts will be closely monitored.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

President Harris: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, ADMINISTRATION, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, ARTICLE 7, TAXICAB COMMISSION, SECTION 2:5-17, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO PROVIDE FOR COMPENSATION OF COMMISSION MEMBERS - \$2,500. PER ANNUM IN PROPORTION TO NUMBER

November 1, 1978

OF MEETINGS ATTENDED)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That Title 2, Chapter 5, Article 7, Taxicab Commission, Section 2:5-17 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

2:5-17. Membership; appointment; terms; vacancies; compensation

The Commission shall consist of five members appointed by the mayor with the consent of the municipal council. Of the members initially appointed, two shall be appointed for a term of three years, two for a term of two years, and one for a term of one year. Their successors shall serve for terms of three years. Each member shall serve until his successor shall be appointed and qualified. In case of vacancy caused by other than expiration of term, the successor shall serve for the unexpired term only. The members of the commission shall receive a salary of not more than twenty-five hundred dollars (\$2,500.) per annum. Such salary shall be paid quarterly and in proportion to the number of meetings attended, during such quarter.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Bottone.

President Harris: The yeses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED
ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This amendment would allow the Rent Control Board to grant reductions in rent to reflect decreases in essential services)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-d) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR ACCOUNT CLERK AND TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR ACCOUNT CLERK)

(Taxi Cab Division

Senior Account Clerk \$7,412. - \$9,010.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Tucker, Villani, President Harris.

No: Councilman Johnson.

President Harris: The yeses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor

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for his approval or disapproval.

ORDINANCES FOR RECONSIDERATION.

President Harris called for Ordinances for Reconsideration.

6-S & F-q.

ORDINANCE TO REPEAL AN ORDINANCE ENTITLED, "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6- S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)." 6-S & F-e, ADOPTED JULY 12, 1978. (TO REPEAL SALARY ORDINANCE FOR DEPARTMENT OF ADMINISTRATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance vetoed by the Mayor September 28, 1978)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Tucker, Villani, President Harris.

No: Councilman James.

A motion to consider Resolution 7-R-bw at this time was made by Councilman Grant, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION COMMENDING NICHOLAS DRINKARD FOR HIS WORTHWHILE CONTRIBUTIONS TO THE CITY OF NEWARK AND TO HIS BELOVED FIELD OF MUSIC.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by President Harris.

Councilman Grant read the resolution in full and presented inscribed resolution to the family of Mr. Nicholas Drinkard.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

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HEARINGS OF CITIZENS.

None.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING CITY OF NEWARK TO DONATE AND TRANSFER, UPON WRITTEN CONSENT FROM ST. ROSE OF LIMA CHURCH TO THE REMOVAL OF THE FATHER JOHN PATRICK WASHINGTON MONUMENT AT THE CORNER OF NINTH STREET AND SEVENTH AVENUE TO A NEW LOCATION AT SETON HALL UNIVERISTY IN SOUTH ORANGE, NEW JERSEY, AT THE EXPENSE OF THE UNIVERSITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Dr. Francis P. McQuade, Seton Hall Law School, met with the Council
September 26, 1978)

A motion to reject this resolution and directing the City Clerk to communicate with Director of Public Works Toma that in line with the rejection the Council requested that he take care of the cleaning of this monument dedicated to the memory of Father Washington was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION ATTESTING THE GOVERNING BODY OF THE CITY OF NEWARK HAS COMPLIED WITH PROMULGATION OF NEW JERSEY LOCAL FINANCE BOARD WITH RESPECT TO REVIEW OF ANNUAL AUDIT OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Buck, Director of Finance Jones and representatives of Samuel Klein and Company to meet with the Council at their special conference November 8, 1978 was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$1,150. PAYABLE TO HELEN HALL SMITH, IN FULL SETTLEMENT OF CLAIM FOR DAMAGES SUSTAINED TO HER CHIMNEY LOCATED AT 43 SUMMER PLACE BY NEWARK FIRE DEPARTMENT COMBATING

November 1, 1978

A FIRE AT OLD SUMMER PLACE SCHOOL ON APRIL 4, 1978; USING SAID CHIMNEY AS AN ANCHOR FOR A HOLDLINE AND CAUSING CHIMNEY TO COLLAPSE; FURTHER THAT DIRECTOR OF FINANCE DOES NOT ISSUE SAID CHECK UNTIL ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL HAVE BEEN RECEIVED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$2,848.95, PAYABLE TO MOLLIE ROBERTS AND BENDIT, WEINSTOCK & SHARBAUGH, ESQS., 80 MAIN STREET, WEST ORANGE, NEW JERSEY, TO RECOVER MONEY ALLEGEDLY DUE AND OWING FOR DAMAGE CAUSED TO HER HOUSE AT 469 AVON AVENUE BY NEWARK DEMOLITION TEAM. (INSTITUTED SUIT IN SUPERIOR COURT, ESSEX COUNTY - \$2,600. JUDGMENT, \$70.95 COST AND \$178. INTEREST)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$150. PAYABLE TO MRS. MARIE BRUNO AND HER ATTORNEY, SALVATORE J. BENINATI, ESQ., 110 HALSTED STREET, EAST ORANGE, NEW JERSEY, FOR DAMAGES TO HER VEHICLE WHILE LEGALLY PARKED BY POLICE CAR OWNED BY CITY OF NEWARK AND DRIVEN BY OFFICER JOHN DE SIMONE, SHIELD #1187. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT TO RECOVER \$200. THE AMOUNT OF DEDUCTIBLE ON MRS. BRUNO'S INSURANCE POLICY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

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7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$2,100.
PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY AND FIRM OF BECK, REICHSTEIN &
GUIDONE, FOR DAMAGES TO EQUIPMENT OWNED BY PUBLIC SERVICE ELECTRIC AND COMPANY BECAUSE
OF CONSTANT FLOW OF WATER FROM DAMAGED SEWER UNDER THE SURFACE OF COURT STREET, 150'
WEST OF UNIVERSITY AVENUE IN CITY OF NEWARK SOMETIME BEFORE JANUARY 22, 1975.
(SUBSEQUENT TO JUNE, 1976, PUBLIC SERVICE ELECTRIC AND GAS COMPANY INSTITUTED SUIT IN
ESSEX COUNTY DISTRICT COURT TO RECOVER DAMAGES OF \$2,699.04; JULY 7, 1978 JUDGMENT
ENTERED IN FAVOR OF PLAINTIFF IN AMOUNT OF \$2,699.04; CITY OF NEWARK APPEALED JUDGMENT
ENTERED IN DISTRICT COURT AND SAID COMPANY AND ATTORNEYS AGREED TO ACCEPT SUM OF
\$2,100. IN FULL AND TOTAL SETTLEMENT OF CLAIM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION REQUESTING NEW JERSEY PUBLIC UTILITIES COMMISSION TO REJECT
APPLICATION FOR DISCONTINUANCE OF DE CAMP'S BUS ROUTES #145 AND #146.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION DESIGNATING THROUGH STREETS AND INSTALLING STOP SIGNS ON THE NEAR
RIGHT SIDE OF EACH STREET INTERSECTING THROUGH STREETS. (ABINGER PLACE, BETWEEN SUNSET
AVENUE AND STUYVESANT AVENUE, BETWEEN STUYVESANT AVENUE AND SANDFORD AVENUE; GROVE
TERRACE, BETWEEN IRVINGTON CITY LINE AND PINE GROVE TERRACE; SUSSEX AVENUE, BETWEEN
HIGH STREET AND NORFOLK STREET, BETWEEN NORFOLK STREET AND BERGEN STREET, BETWEEN
BERGEN STREET AND WEST MARKET STREET; VARSITY ROAD, BETWEEN SANDFORD AVENUE AND SOUTH
ORANGE CITY LINE); PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES
OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

November 1, 1978

Yes: Councilman Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,
President Harris.

7-R-i.

RESOLUTION DESIGNATING STOP INTERSECTIONS AND INSTALLING STOP SIGNS AFFECTING
(92 STREETS); PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE
STATE OF NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,
President Harris.

7-R-j.

RESOLUTION ACCEPTING BID OF ST. MICHAEL'S CATHOLIC CHURCH, FOR PURCHASE OF
CITY-OWNED PROPERTY KNOWN AS 166-168 BROADWAY, NEWARK, NEW JERSEY, BLOCK 516, LOTS
50 AND 51, FOR \$1,000.; BASED UPON RESOLUTION 7-R-z, ADOPTED OCTOBER 4, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,
President Harris.

7-R-k.

RESOLUTION RATIFYING CONTRACT WITH COLLEGE OF MEDICINE & DENTISTRY OF NEW
JERSEY FOR PERIOD JANUARY 1, 1978 TO FEBRUARY 28, 1978; FURTHER AUTHORIZING DIRECTOR
OF HEALTH AND WELFARE TO ENTER AND EXECUTE CONTRACT WITH COLLEGE OF MEDICINE &
DENTISTRY OF NEW JERSEY FOR MAINTENANCE OF A CENTRAL REGISTRY OF CHILDREN TESTED
UNDER NEWARK CHILDHOOD LEAD POISONING PREVENTION & CONTROL PROJECT FOR PERIOD JANUARY
1, 1978 TO FEBRUARY 28, 1978; MAXIMUM AMOUNT TO BE PAID FOR SAID PERIOD IS \$4,971.;
GRANT DERIVED FROM UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, FOR
PERIOD JANUARY 1, 1978 TO DECEMBER 31, 1978. (CONTRACT AWARDED WITHOUT COMPETITIVE
BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2) BECAUSE SERVICES
ARE TO BE PROVIDED BY AGENCY OF STATE OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,
President Harris.

7-R-1.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE
PLANNING TO SUBMIT APPLICATION TO STATE OF NEW JERSEY (SLEPA) FOR PROJECT ENTITLED
"UNIFIED VAILSBURG SERVICES ORGANIZATION". (SLEPA-\$95,000., STATE BUY-IN-\$5,277.,
LOCAL CASH MATCH-\$5,278.; TOTALLING \$105,555.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED
MOTOR VEHICLES, IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, 157 JUNK VEHICLES;
PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40:14-157. (TRUE TITLES, SEE ATTACHED
LIST)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT
OF \$450. PAYABLE TO ANN RANKIN AND HER ATTORNEY HAROLD I. DOLGOFF, ESQ., 624 BLOOMFIELD
AVENUE, BLOOMFIELD, NEW JERSEY, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY MS.
RANKIN IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY
CORPORATION COUNSEL; FOR DAMAGES TO HER AUTOMOBILE DRIVEN BY RICHARD B. WALLACE WHICH
WAS INVOLVED IN ACCIDENT WITH VEHICLE OWNED AND OPERATED BY CITY OF NEWARK, THROUGH
ITS EMPLOYEE. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT TO RECOVER DAMAGES IN
AMOUNT OF \$609.63)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER CHECK IN
AMOUNT OF \$60,000. TO ANTHONY RIDEOUT AND FREEMAN, FRIEDMAN, WILSON & CARNEY, HIS
ATTORNEYS, 11 COMMERCE STREET, NEWARK, NEW JERSEY, UPON RECEIPT OF A GENERAL RELEASE

November 1, 1978

EXECUTED BY ANTHONY RIDEOUT AND A STIPULATION OF DISMISSAL; ANTHONY RIDEOUT INSTITUTED MEDICAL MALPRACTICE SUIT AGAINST CITY OF NEWARK AND FORMER NEWARK CITY HOSPITAL IN SUPERIOR COURT OF NEW JERSEY ALLEGING THAT DEVIATION FROM RECOGNIZED MEDICAL STANDARDS BY UNIDENTIFIED PROFESSIONAL PERSONNEL OF THE NEWARK CITY HOSPITAL IN APPLYING A TIGHT CAST TO THE RIGHT LEG OF ANTHONY RIDEOUT CAUSED SEVERE AND PERMANENT DAMAGE TO RIGHT LEG AND ALSO CAUSED PAIN AND ANGUISH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$76,133.90 TO NEW JERSEY STATE DEPARTMENT OF HEALTH. (UNSPENT FUNDS RECEIVED FROM CERTIFIED HEALTH SERVICE PROGRAM FOR PERIOD 1970 TO 1973; REPAYMENT WILL BE FROM CITY SURPLUS FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-q.

RESOLUTION DESIGNATING INTERSECTION OF GEORGE STREET AND MAIN STREET AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON MAIN STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH RESIDENTS OF COMMUNITY ACTION, FOR PERIOD OCTOBER 30, 1978 TO NOVEMBER 1, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH RESIDENTS OF COMMUNITY ACTION, FOR PERIOD NOVEMBER 2, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITIES AT 201 BLOOMFIELD AVENUE, FOR IMPLEMENTING ONE OF THE SERVICE COMPONENTS OF TITLE VII PROGRAM; THERE

SHALL BE NO COMPENSATION PAID TO SAID CONTRACTOR UNDER AFORESAID CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH BETHANY BAPTIST CHURCH, FOR PERIOD OCTOBER 19, 1978 TO NOVEMBER 1, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH BETHANY BAPTIST CHURCH, FOR PERIOD NOVEMBER 2, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITIES AT 275 WEST MARKET STREET, FOR IMPLEMENTING ONE OF THE SERVICE COMPONENTS OF TITLE VII PROGRAM; THERE SHALL BE NO COMPENSATION PAID TO SAID CONTRACTOR UNDER AFORESAID CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH NEWARK DAY CENTER, FOR PERIOD OCTOBER 23, 1978 TO NOVEMBER 1, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH NEWARK DAY CENTER, FOR PERIOD NOVEMBER 2, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITIES AT 43 HILL STREET, FOR IMPLEMENTING ONE OF THE SERVICE COMPONENTS OF TITLE VII PROGRAM; THERE SHALL BE NO COMPENSATION PAID TO SAID CONTRACTOR UNDER AFORESAID CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION RATIFYING CONTRACTUAL OBLIGATION WITH ESSEX PLAZA, FOR PERIOD OCTOBER 26, 1978 TO NOVEMBER 1, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH ESSEX PLAZA, FOR PERIOD NOVEMBER 2, 1978 TO DECEMBER 31, 1978, FOR USE OF ITS FACILITIES AT 1060 BROAD STREET, FOR IMPLEMENTING ONE OF THE

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SERVICE COMPONENTS OF TITLE VII PROGRAM; THERE SHALL BE NO COMPENSATION PAID TO SAID CONTRACTOR UNDER AFORESAID CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION RATIFYING CONTRACT WITH NEW JERSEY DENTAL GROUP, FOR PERIOD JANUARY 1, 1978 TO JUNE 30, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NEW JERSEY DENTAL GROUP, FOR DELIVERY OF DENTAL SERVICES TO DEPARTMENT OF PUBLIC WELFARE RECIPIENTS FOR PERIOD JANUARY 1, 1978 TO JUNE 30, 1978; MAXIMUM SUM TO BE PAID BY CITY IS \$15,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to secure information from Director of Health and Welfare Morgan as to whether the contractor has submitted Monthly Activity Reports to the Department of Health and Welfare as prescribed in the contract awarded to them was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ACT AS AGENT OF CITY OF NEWARK TO EXECUTE A CONTRACT WITH MAIER LUMBER COMPANY, INC., HIGHEST RESPONSIBLE BIDDER, FOR SELECTIVE TIMBER CUTTING, OF APPROXIMATELY 165,000 BOARD FEET OF TIMBER FOR \$16,740. AS PROVIDED FOR IN BIDS AND SPECIFICATIONS; SAID FUNDS SHALL BE COLLECTED BY NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION PURSUANT TO 7-R-h, MARCH 20, 1974, AS AMENDED BY RESOLUTION 7-R-k, JULY 16, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE THE PREMISES CONSISTING OF APPROXIMATELY ONE ACRE COMPRISING A PORTION OF BLOCK 517, LOT 9 ON THE TAX MAPS OF WEST MILFORD TOWNSHIP FOR A TERM OF FOUR (4) YEARS AT A MINIMUM AMOUNT OF \$1,200. PER YEAR PLUS PROPERTY TAXES AND SETTING A DATE FOR THE RETURN OF BIDS AS NOVEMBER 10, 1978 AND FOR THE AWARDING OF A LEASE AS NOVEMBER 13, 1978 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14 (a)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND A CHECK FOR TWENTY-FIVE DOLLARS (\$25.) TO MR. JESSIE WRIGHT FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AMENDING RESOLUTION 7-R-o, OCTOBER 4, 1978, CONTRACT WITH MOUNT CARMEL GUILD, INC., TO PROVIDE A WORK EXPERIENCE FOR YOUTH (IN-SCHOOL AND OUT-OF-SCHOOL) BY CHANGING TERMINATION DATE FROM DECEMBER 31, 1978 TO MARCH 31, 1979; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL OUTSTANDING TAXES AGAINST PROPERTIES AT 103-134 RUTHERFORD STREET, \$1,276.50-1977, \$1,240.62-1978; 687-707 DELANCY STREET, \$1,091.50-1977, \$1,060.82-1978; FT. OF RUTHERFORD STREET, \$3,034.01-1977, \$2,948.72-1978; REAR 788-844 WILSON AVENUE, \$1,535.50-1977, \$1,492.34-1978 AND 636-650 WILSON AVENUE, \$2,697.-1978; OWNED BY PASSAIC VALLEY SEWERAGE COMMISSIONERS, 329 BELMONT AVENUE, HALEDON, NEW JERSEY; ASSESSED IN ERROR,

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EXEMPT PROPERTY UNDER 54:4-3.4.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO IMPLEMENT A SCHEDULE OF FEES AND ADMINISTER THE COLLECTION OF SUCH FOR RECREATION PERMIT ACTIVITIES IN THE PEQUANNOCK WATERSHED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE THE PREMISES AT 624 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, FOR A TERM OF TWO YEARS WITH AN OPTION FOR TWO ADDITIONAL YEARS AT A MINIMUM AMOUNT OF \$2,100. PLUS THE PAYMENT OF TAXES AND SETTING A DATE FOR THE RETURN OF BIDS AS NOVEMBER 10, 1978 AND FOR THE AWARDING OF A LEASE AS NOVEMBER 13, 1978 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE-TO ENTER INTO AND EXECUTE CONTRACT WITH NEWARK PRE-SCHOOL COUNCIL, INC., WHEREY CITY OF NEWARK, THROUGH DAYTON COMMUNITY HEALTH CENTER, LOCATED AT 101 LUDLOW STREET, NEWARK, WILL PROVIDE COMPLETE DENTAL EVALUATION TO ENROLLEES OF NEWARK PRE-SCHOOL COUNCIL, INC. FOR PERIOD NOVEMBER 28, 1978 TO JANUARY 31, 1979; MAXIMUM AMOUNT TO BE PAID TO CITY SHALL NOT EXCEED \$10,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by

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Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani,

President Harris.

Not Voting: Councilman Tucker.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NEWARK PRE-SCHOOL COUNCIL, INC., WHEREBY CITY OF NEWARK, THROUGH DAYTON COMMUNITY HEALTH CENTER, LOCATED AT 101 LUDLOW STREET, NEWARK, WILL PROVIDE MEDICAL EVALUATIONS AND SCREENING SERVICES TO ENROLLEES OF THE NEWARK PRE-SCHOOL COUNCIL, INC., FOR PERIOD NOVEMBER 28, 1978 TO JANUARY 31, 1979; MAXIMUM AMOUNT TO BE PAID TO CITY SHALL NOT EXCEED \$10,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Villani,

President Harris.

Not Voting: Councilman Tucker.

7-R-bf.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE BLOCK 568, LOT 36A, AS SHOWN ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD CONSISTING OF \pm .25 ACRES AT A MINIMUM AMOUNT OF \$1,368. PLUS ALL TAXES FOR A TERM OF THREE YEARS EFFECTIVE JULY 1, 1978 WITH AN OPTION FOR THREE ADDITIONAL YEARS AT A RENTAL OF \$1,620. PLUS ALL TAXES; TO BE USED FOR PARKING PURPOSES, AND SETTING A DATE FOR RETURN OF BIDS AS NOVEMBER 10, 1978, AND FOR THE AWARDING OF A LEASE AS NOVEMBER 13, 1978, TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14
(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,

President Harris.

7-R-bg.

RESOLUTION AMENDING RESOLUTION 7-R-bx, MARCH 15, 1978, CONTRACT WITH NEWARK TENANTS COUNCIL, INC., TO PROVIDE A YOUTH COMMUNITY SERVICES PROGRAM, BY DELETING TERMINATION DATE OF SEPTEMBER 30, 1978 AND INSERTING TERMINATION DATE OF DECEMBER 31, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AMENDING RESOLUTION 7-R-h, OCTOBER 10, 1978, CONTRACT WITH ST. ANN'S BILINGUAL LEARNING CENTER, FOR PROVIDING TRAINING FOR 51 PARTICIPANTS, BY DELETING TERMINATION DATE OF OCTOBER 31, 1978 AND INSERTING TERMINATION DATE OF NOVEMBER 30, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION AUTHORIZING FUNDS RECEIVED UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973 (CETA) MAY BE EXPENDED IN ACCORDANCE WITH DIRECTIVE FROM THE UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION TO THE EFFECT THAT FUNDS UNDER ANY GRANT AUTHORIZED UNDER THE CETA MAY BE USED FOR THE PURPOSES AUTHORIZED OF ANY OTHER GRANT UNDER CETA TO AVOID DISRUPTION OF SERVICES TO PARTICIPANTS UNTIL NOVEMBER 30, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AMENDING RESOLUTION 7-R-c, OCTOBER 10, 1978, CONTRACT WITH NORTH JERSEY COMMUNITY UNION, INC., FOR EXAMINATION OF 800 PARTICIPANTS, BY DELETING TERMINATION DATE OF OCTOBER 31, 1978 AND INSERTING TERMINATION DATE OF NOVEMBER 30, 1978; NO ADDITIONAL CITY FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

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7-R-bk.

RESOLUTION AMENDING RESOLUTION 7-R-g, OCTOBER 10, 1978, CONTRACT WITH EAST WARD COMMUNITY CENTER, FOR SERVICE OF 80 PARTICIPANTS, BY DELETING TERMINATION DATE OF OCTOBER 31, 1978 AND INSERTING TERMINATION DATE OF NOVEMBER 30, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION AMENDING RESOLUTION 7-R-b, OCTOBER 10, 1978, CONTRACT WITH PUERTO RICAN VETERANS ASSOCIATION OF NEW JERSEY, INC., BY DELETING TERMINATION DATE OF OCTOBER 31, 1978 AND INSERTING TERMINATION DATE OF NOVEMBER 30, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AMENDING RESOLUTION 7-R-a, OCTOBER 10, 1978, CONTRACT WITH MOUNT CARMEL GUILD, FOR TRAINING OF 283 IN-SCHOOL AND 15 OUT-OF-SCHOOL PARTICIPANTS, BY DELETING TERMINATION DATE OF OCTOBER 15, 1978 AND INSERTING TERMINATION DATE OF NOVEMBER 30, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AMENDING RESOLUTION 7-R-d, OCTOBER 10, 1978, CONTRACT WITH NORTH JERSEY COMMUNITY UNION, FOR TRAINING 180 PARTICIPANTS, BY DELETING TERMINATION DATE OF OCTOBER 31, 1978 AND INSERTING NOVEMBER 30, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

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7-R-bo.

RESOLUTION AMENDING RESOLUTION 7-R-e, OCTOBER 10, 1978, CONTRACT WITH NEWARK SERVICES CORPORATION, FOR TRAINING OF 250 PARTICIPANTS, BY DELETING TERMINATION DATE OF OCTOBER 31, 1978 AND INSERTING TERMINATION DATE OF NOVEMBER 15, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

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7-R-bp.

RESOLUTION AMENDING RESOLUTION 7-R-bp, OCTOBER 18, 1978, CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES, INC., TO PERFORM A CLERICAL TRAINING PROGRAM FOR 32 PARTICIPANTS, BY DELETING TERMINATION DATE OF OCTOBER 31, 1978 AND INSERTING TERMINATION DATE OF NOVEMBER 30, 1978; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7
7-R-bq.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF POLICE, SALARIES AND WAGES, OTHER SALARIES AND WAGES, POLICE OFFICER-\$138,000. TO SALARIES AND WAGES, CHIEF OF POLICE-\$2,000., DEPUTY CHIEF OF POLICE-\$11,000. AND OVERTIME-\$125,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Carrino.

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Councilman Carrino said Council is running into the same situation again. It is now November 1st and between now and December 31, 1978 we are going to start getting transfers of funds out of the Police Department and then we have them come upstairs and ask why they don't need the money and in the meantime we are getting the heat that we are 180 men short in the Police Department.

Councilman Carrino said he is voting no on this and asked all of his colleagues to reconsider their vote. We can be prepared to start expecting all of these transfers to come out of the Police Department in the next two months and the citizens of Newark will be blaming us for the fact there is no money in the Police Department budget for extra policemen.

Councilman Tucker said yesterday Council asked Police Director Williams to explain to us about the \$138,000., where it came from, and he clearly indicated it came from retirement, firing and attrition within the Police Department. He also indicated at that time when Council asked what his recommendation was about putting those men directly into the budget for 1979, he felt he could use those men but it was a policy determination that had to be made by the Mayor and the Council. The Council requested from him that he submit to the Council prior to January 1st a report of recommendations with regard to two areas: 1) number of manpower that we currently have in the Police Department based on the 1974 figure that came out to be 114 men short; 2) the utilization of those men and his recommendation in regard to that.

Councilman Tucker indicated we had an extensive discussion with Director Williams on that. That doesn't negate the fact that the money is being utilized for other purposes. Director Williams gave Council an explanation of where those funds came from. He is hopeful that once we get that report we will be in a better position to know exactly what we will do. He is still of the opinion, without going into more detail on it, we will have to get the additional men but he does believe what we are talking about right now is utilizing those funds for overtime and that is not what the funds were really appropriated for.

Councilman Bottone said he will have to reconsider and take Councilman Carrino's stand and vote in the negative because once the money is transferred it is never replaced and he would rather see it there, especially if they are going to consider cuts. Once the money is not there in the new budget, we will never get the new men, even if we want to try.

Councilman Bottone stated he is going to reconsider his vote for the particular reason that he would rather see the money stay there and not be used for

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anything else and hopes that it remains there for the year 1979 to put towards manpower.

Councilman Carrino said if the Police Department had a legitimate request for more overtime then it should have been in the form of an emergency appropriation from the City Council. The fact is that they have \$138,000. and as explained it comes from firing, retirement and attrition. The problem of attrition is not being addressed if we are going to put the money in other areas. The problem we are confronted with is that this attrition is bringing the table of organization down and we are not making it up. This "boloney" about waiting for 50 or 60 vacancies to make police officers to have a class, is a luxury we can't afford anymore. If November 1, 1978 there is \$138,000. in the Police Department because of attrition, then on November 2, 1978 they should have a class for 10 men. That's all it takes to start the class and get men out in the streets for Christmas time with the \$138,000. In the past we used to have classes twice a year. If we can't afford to do that, whenever there is an accrual of this kind of money, we should put ten men into the academy and put them on, so that next year we don't have to hear that we exceeded the CAPS because of this \$138,000. If the \$138,000. is used for police salaries then it should not have to be included in the CAPS for next year which is what will now happen. We will lose the \$138,000. as far as new men are concerned after January 1st of this year.

Councilman Carrino felt Administration had better start re-looking into their policy of putting men on in the Police Department.

Councilman Tucker said he does not disagree with Councilman Carrino but the only point that we raised was that the Police Director indicated the current list that we have of policemen that have been certified for the Academy has been exhausted. He also indicated that a new list of policemen would be formulated but he did not give a date on it. If the Council stands firm that it is our belief that there needs to be 114 men added onto the Police Department and put that appropriation directly in the budget we wouldn't have to worry out it. But he does believe that is the only effective way of addressing the question of the smaller number of police that are currently on the force. He would like to be in receipt of the Police Director's report prior to January 15th when we receive the budget from the Mayor but at least those recommendations we can take into consideration.

Councilman Tucker indicated he doesn't want to belabor the point, but he does believe we have the remedy at hand but it means we have to stand up on this issue by putting those men directly back into the budget.

The motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino.

7-R-br.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, OTHER SALARIES AND WAGES, LABORER R.C.-\$45,000. TO OVERTIME-\$45,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bs.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, DIVISION OF CIVIL DEFENSE, MISCELLANEOUS, PAYMENT TO OTHER AGENCIES-\$2,000. TO EQUIPMENT, OFFICE EQUIPMENT-\$1,960. AND COMMUNICATION EQUIPMENT-\$40.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM LAW DEPARTMENT, CURRENT CITY FUNDS, OTHER SALARIES AND WAGES, SENIOR CLERK STENOGRAPHER \$3,500. TO OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, OFFICE EQUIPMENT MAINTENANCE SERVICE \$500., OFFICE EQUIPMENT RENTS AND LEASES-\$1,000. AND MATERIALS AND SUPPLIES, BOOKS AND OTHER PUBLICATIONS-\$2,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO MAKE APPLICATION AND ACCEPT GRANT FROM NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION IN AMOUNT OF \$4.2 MILLION

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ON BEHALF OF CITY OF NEWARK TO UPGRADE ITS WATER TREATMENT FACILITIES AT THE PEQUANNOCK WATERSHED IN ACCORDANCE WITH RULES AND REGULATIONS FOR THE APPROVAL OF PUBLIC WATER SUPPLY SYSTEMS AND WATER TREATMENT; STATE APPROPRIATION IS CONTINGENT ON THE AVAILABILITY OF SUFFICIENT FUNDS TO MEET THE NON-STATE SHARE FOR COST OF SAID FACILITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NUTRITION PROJECT FOR THE ELDERLY (GRANT #78403), \$73,480.31; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION COMMENDING NICHOLAS DRINKARD FOR HIS WORTHWHILE CONTRIBUTION TO THE CITY OF NEWARK AND TO HIS BELOVED FIELD OF MUSIC.

(Copy of resolution submitted to each Member of the Council)

(For action on this resolution, see page 14 in the minutes of this meeting)

7-R-bx.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH JOHN G. PADOVANA, INC., 317 JEFFERSON STREET, NEWARK, HIGHEST RESPONSIBLE BIDDER, EFFECTIVE NOVEMBER 2, 1978 TO NOVEMBER 1, 1979, PERMITTING CONTRACTOR TO SOLICIT EMPLOYEES TO PURCHASE A VOLUNTARY LIFE INSURANCE PLAN IN ACCORDANCE WITH ATTACHED SPECIFICATIONS AND CONDITIONS WHICH SPECIFY THAT THE CITY WILL NOT BE A CONTRIBUTOR TO PAY THE PREMIUMS; CITY WILL PERMIT PAYMENT OF PREMIUMS THROUGH AN AUTHORIZED PAYROLL DEDUCTION PLAN FOR WHICH CONTRACTOR WILL REIMBURSE THE CITY \$23,000.; SAID AMOUNT WILL BE DEPOSITED TO GENERAL FUNDS ACCOUNT.

(Copy of resolution and correspondence submitted to each Member of the Council)

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Councilman Grant requested Corporation Counsel Perillo to approach the dais.

Councilman Grant questioned Corporation Counsel Perillo relative to this particular resolution, asking if adoption of this resolution would represent a conflict of interest, whether it would "smack" of collusion, or smack of illegality for an insurance agent to offer his services to the City, or City employees and then turn around and present a fixed sum for services.

Corporation Counsel Perillo replied it is necessary to give a little background on this particular contract. Many of the questions Councilman Grant raised have been raised by a number of people who participated in this process. Some time ago he was asked to give an opinion as to what the proper procedure would be for the City to in effect, grant a franchise to an insurance agent to solicit City employees and sell life insurance to the employees. At that time he gave an opinion he felt that the proper way to proceed is through the open competitive bidding process. Under the Local Public Contracts Law, there is an exemption for the City to enter into an insurance contract without competitive bidding but in this case the City is not entering into the contract with the insurance company, we are entering into a contract with an individual to permit him to sell insurance. Based on that advice the Division of Personnel and the Purchasing Office went out to bid and the document you see before you is the result of that open competitive bidding process. Prior to bids being received Corporation Counsel Perillo said he advised them that he felt sure the City would suffer an Administrative expense permitting the agency to solicit employees and if successful sell insurance to employees and the City would make payroll deductions. There would be an expense associated to this program. He also advised them that the bid specifications provide the bidders guarantee the City at least that amount which represents the City's administrative cost to the program and if the bidders wanted to bid something in excess of that amount they would certainly be permitted to do so. We went through that process and decided the minimum administrative amount. We received four bids. Two of the bidders did bid either the \$10,000. or something more than that and two of the bidders refused to bid any amount for administrative cost. Those bidders took the position that to pay administrative expenses to the City would be a violation of the State Insurance Statute which prohibits rebates of insurance premiums to insurers. He disagreed with them at the opening of the bids and he believes one of the agents proceeded to file

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a complaint with the State Department of Insurance.

Corporation Counsel Perillo said he was contacted by the State Department of Insurance and had discussions with them. He explained to them that his review of the rebate statute indicated that the statute had no application in this case for two reasons: 1) The City is not getting a rebate, we are being reimbursed for our administrative expenses; and 2) The rebate statute only applies between the agent and the insured. In this case the City of Newark is not the insured. The State Department of Insurance requested him to send an opinion and they indicated they would discuss it with the State Attorney General's Office. This week he contacted the Deputy Attorney General who reviewed his opinion and the facts of the case. He indicated to him that he has formally advised the State Department of Insurance that in their opinion the procedure the City of Newark followed in this case was perfectly proper, was legal and does not violate any statute dealing with the insurance requirement in the State of New Jersey.

Councilman Grant said that answers the very concern he had. He doesn't know if we can use the same procedural logic here, is the City of Newark reimbursed by United Way for its administrative costs in conjunction with payroll deductions.

Corporation Counsel Perillo replied no it isn't. It is a charitable organization.

Councilman Tucker said in the past various insurance agents had attempted to negotiate payroll deductions just for services to Newark Municipal Employees. His concern on the matter is that 1) the \$23,000. is that an amount that is payable each year?

Corporation Counsel Perillo replied that is an annual amount which is paid quarterly in advance regardless of whether the agent enrolls one City employee, it is a guarantee to the City.

Councilman Tucker pointed out the backup documentation that Council received from Purchasing Agent Lucarelli's office does not have a stipulation as to how many people bid on it. Is there a contract which at least states that. In effect whether or not the successful bidder enrolls one person or a thousand, the City will be in receipt of \$23,000.

Corporation Counsel Perillo said that he has projected an enrollment of 4,500 City employees. He pays us so much per employee, the break even point on the City's point of view, is 1,500 or 2,000 employees. If he enrolls his projection, then once he pays the \$23,000. he continues to pay us so that it is conceivable if the agent's

projection is correct and even if he makes more, reimbursement may be more than the \$23,000.

Councilman Tucker said his other question is whether anyone else would have rights for solicitation for insurance purposes.

Corporation Counsel Perillo replied there exists no other contract with any other agency giving them similar rights. He doesn't believe this agreement, by term, makes it exclusive but in terms of whole life insurance this agent, currently, would be the only agent who would have the right given by contract.

Councilman Tucker said his major concern is that this agent would have total solicitation responsibility for life insurance and it does not preclude any other kinds of insurance if the City was amiable to do it.

Corporation Counsel Perillo replied this contract is only for whole life insurance.

Councilwoman Villani said she is sponsoring this plan. It was brought to her attention that many people do not have insurance, including herself, or very little insurance and this is an opportunity to have insurance, life insurance and for a very small fee every week. This is her concern.

Councilman Tucker requested he be supplied with a copy of the contract.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker,
President Harris.

Not Voting: Councilwoman Villani.

7-R-by.

RESOLUTION RECOGNIZING THE ROSEVILLE COALITION'S WORK IN DEVELOPING A
COMPREHENSIVE PLAN FOR REDEVELOPING THE ORANGE STREET AREA BOUNDED BY ROUTE 280,
LACKAWANNA RAILROAD, EAST ORANGE CITY LINE AND BATHGATE PLACE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,
President Harris.

Councilman Tucker said for the record he hopes that we will be consistent in regard to recognizing the work of Roseville Coalition because as he indicated in the pre-meeting conference there are other community groups who are doing similar kinds of work and he is hopeful that at least we will be amiable to follow suit on those as

we have just done with the Roseville Coalition.

7-R-bz.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH URBAN LEAGUE OF ESSEX COUNTY TO PROVIDE A YOUTH EMPLOYABILITY SKILLS PROGRAM FOR PERIOD NOVEMBER 6, 1978 TO NOVEMBER 30, 1978, FOR SUM NOT TO EXCEED \$12,676. FOR TRAINING OF 60 PARTICIPANTS; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker questioned what was the amount of the contract and the period it covered.

City Clerk D'Ascensio replied \$12,676. for the period November 6, 1978 to November 30, 1978 and the Mayor's Office reserves the right to extend this subcontract from January 1, 1979 to March 16, 1979 which represents the full term of the contract as specified in the bid solicitation, contingent upon satisfactory performance and receipt of additional federal funds and the adoption of the extension by the Newark Municipal Council.

A motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH WORLDWIDE EDUCATIONAL SERVICES TO PROVIDE A VOCATIONAL ASSESSMENT PROGRAM FOR PERIOD NOVEMBER 1, 1978 TO NOVEMBER 15, 1978, FOR SUM NOT TO EXCEED \$16,250. FOR 1,300 PARTICIPANTS; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

MOTIONS.

7-M-a.

A MOTION RESPECTFULLY REQUESTING GOVERNOR BRENDAN T. BYRNE TO REVOKE THE AUTHORITY TO CARRY GUNS GRANTED TO 'BOUNTY HUNTERS' THROUGHOUT THE STATE, AND, FURTHER, IF SUCH AUTHORITY TO CARRY WEAPONS IS PERMITTED BY STATE STATUTE, TO TAKE THE REQUIRED

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STEPS TO REPEAL SAID STATUTE, was made by Councilman Tucker, seconded by Councilman Johnson.

Councilman Tucker noted at the pre-meeting conference he requested that we get a copy of that statute, dealing with bounty hunters. He asked if it had been received.

The City Clerk replied he has not heard from Director Williams.

Councilman Tucker said he would move that this Council go on record requesting the Governor of the State of New Jersey to reject the existing State Statute which empowers 20 Bounty Hunters throughout the State of New Jersey.

Councilman Tucker pointed out the Council met with Director Williams who indicated at the time that it was discussed, he was urged that Imperiale's group be empowered to carry guns in the North Ward. He had raised the question as to how he was authorized to carry a gun. He was told that Mr. Imperiale is empowered to carry a gun based on the New Jersey Statute which empowers 20 Bounty Hunters throughout the State and that this Bounty Hunter's law is still in effect and he was appointed by the Governor.

Councilman Tucker said he asked the City Clerk to get the law, to get the exact law so we can quote it accordingly. He is not of the opinion in this day and age that New Jersey needs Bounty Hunters. He said he is making this motion, to get rid of the Bounty Hunters.

Councilman Carrino said he thinks the Police Director is in error. He is almost 90% sure that the people who do carry guns within that organization are licensed by the State because of his license as a private detective agency. What they are, are security guards working for that private detective agency who are empowered to carry guns. They are not carrying any guns under any Bounty Hunters Statute that he knows of, they are carrying guns, and he thinks it comes down to less than 6 or 7 people who are carrying guns and have been cleared by the State as private detectives with this agency that they have where there are 23 licenses. Perhaps that's what the Director is referring to, there are 23 licenses in the State of New Jersey which are given for private detective agencies and like liquor licenses, they do not expand over that number, so whoever wants a license would either have to purchase it from one of the existing 23 or wait until one of those becomes an unused license. Perhaps that's what he was referring to when he said Bounty Hunters.

Councilman Tucker said his concern is that Mr. Imperiale should not be carrying

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a gun. That's his concern very clearly, he or anybody else like him. He said he is going to be very clear, it it's a Bounty Hunter Statute that's on the books, then the State should eliminate that. We should not have folks running around with guns saying that they are Bounty Hunters and he doesn't know who they're looking for in Newark, but if they're dealing with Bounty Hunters, he doesn't believe that in any way whatsoever they should be a part of this City. That's his major concern. The reason why he asked the Police Director for the exact Statute was to make sure at least that it was clear. He said he wants to find out whether or not the Governor, as it was reported, appointed Mr. Imperiale as a Bounty Hunter.

Councilman Carrino stated he can't categorically state that there is no Statute on Bounty Hunters. If the Director is referring to the 23 licenses for State Private Detective Agencies, then that's what they are going to have to look up. They're not going to find anything under Bounty Hunters, but if they look under the Statute for State Private Detective Agencies, he thinks that's how they received their permits.

Councilman Tucker opined the Agency is not a Detective Agency and apparently there was a request made by Mr. Imperiale to get the status of having these men work for his Detective Agency and he received a communication directly from the Attorney General's Office which indicated that his statute is under the Bounty Hunter Statute and subsequently not subject to the same kind of appointment process that the Governor basically invoked before. If he wanted to be a Detective Agency, he would have to apply as a Detective Agency. It may very well be that there is such a statute called the Bounty Hunter Statute. His concern is that we are not living in the Wild West, Newark may have its problems, but he doesn't believe we have horses or people holding up banks, and riding off into the wilderness. What he is saying is we don't need a Bounty Hunter in Newark, he, or anybody else that's associated with him. He said he will make the motion now, if we want to vote for it, fine, if we don't want to vote for it that's okay too, that raises no problem with him.

The motion to adopt the Motion was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,
President Harris.

Not Voting: Councilman Carrino.

7-M-b.

A MOTION REQUESTING THE GOVERNOR OF NEW YORK TO EXPLORE THE POSSIBILITY OF USING THE NATIONAL GUARD IN SEARCHING THE GROUNDS OF THE WILLOWBROOK MENTAL COMPLEX IN ORDER TO ASSIST IN THE LOCATING OF MRS. ETHEL ATWELL WHO WAS ABDUCTED WHILE REPORTING TO WORK ON OCTOBER 24, 1978 AND THAT THE COUNCIL BE ADVISED OF ANY ACTION TAKEN BY HIS OFFICE, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-M-b-1.

A MOTION REQUESTING THAT THE STATEN ISLAND POLICE DEPARTMENT CONTINUE THEIR VIGOROUS SEARCH FOR MRS. ETHEL ATWELL OF 95 SCHUYLER AVENUE, NEWARK, NEW JERSEY, WHO HAS BEEN MISSING SINCE OCTOBER 24, 1978, AND REQUEST THAT THE MUNICIPAL COUNCIL BE ADVISED OF THE CURRENT STATUS OF THIS INVESTIGATION, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-M-c.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE UNTIMELY DEATH OF LEROY EDWARD DAVIS, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-M-d.

A MOTION CONVEYING THE COUNCIL'S BEST WISHES FOR A SPEEDY AND COMPLETE RECOVERY FROM INJURIES INCURRED TO MR. JOSEPH SCRIMMAGER IN HIS RECENT AUTOMOBILE ACCIDENT, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE UNTIMELY DEATH OF ROSE L. GERARDO, A LONG-TIME FAITHFUL EMPLOYEE OF THE CITY OF NEWARK WHO SERVED AS ASSISTANT CHIEF CLERK IN THE MAYOR'S OFFICE, was made by the Council of the Whole and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

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COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 23, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF RAYMOND PLAZA WEST AND RAYMOND BOULEVARD."

(Intersection Raymond Boulevard East and Raymond Boulevard

Right Turn Prohibition - East on Raymond Boulevard to north on Raymond Plaza East)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 13, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 23, 1978, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF NICHOLSON STREET, AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 40 FEET IN WIDTH AND EXTENDING FROM WILLIAM STREET TO VACATED AUGUSTA STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 13, 1978 Calendar of the Municipal Council for first reading was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 23, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET."

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(Grove Street, West side, beginning at a point 216 feet south of the
southerly curblineline of Ruth Street and extending 25 feet
southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 13,
1978 Calendar of the Municipal Council for first reading was made by Councilman Carrino
seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,
President Harris.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 23, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, ARTICLE 6, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1959."

(To provide for compensation of Alcoholic Beverage Control Commission
Members - \$2,500. per annum in proportion to number of meetings attended)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 13,
1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker,
seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,
President Harris.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 23, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET."

(Custer Avenue, from Elizabeth Avenue to Osborne Terrace

South 17th Street, from Clinton Avenue to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 13,
1978 Calendar of the Municipal Council for first reading was made by Councilman James,
seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,
President Harris.

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8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 23, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-j) AND AMENDMENTS THERETO. (TO DELETE THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE ANALYST (30 HOURS) AND TO CREATE THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE ANALYST (37½ HOURS)."

(Administrative Analyst (37½ hours) \$15,582. - \$18,940.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 13, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Johnson and failed of adoption by the following votes:

Yes: Councilmen Bottone, Tucker, Villani.

No: Councilmen Carrino, James, Johnson, President Harris.

Not Voting: Councilman Grant.

A motion to table this ordinance was made by President Harris, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

Councilman Carrino requested that the Council call a meeting of the Council Investigating Committee and start sending for people responsible for garbage collection, bulk pick-up and street cleaning from the Director right down to the laborers to find out where the break down is and why these things are not getting done.

President Harris said in regard to the Investigating Committee, he would suggest that the Investigating Committee convene and prepare to proceed to issue summonses, subpoenas to determine the reasons for the irresponsibility and the rationale for why garbage is not being collected. Along with that to get into the bare roots of why there was never any discussion with the Council relative to this matter going out on bids and this committee is empowered to issue subpoenas. He has been very reluctant to move this far but they are charged with that responsibility.

Councilman Tucker said just a procedural question. The Investigating Committee was established by resolution or ordinance. The point he is raising is that Councilmen Giuliano and Allen were on that committee and they are no longer Members of this Council. If he remembers correctly with respect to the Investigating Committee, Corporation Counsel Perillo advised us we had to identify the Council

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Members on the Investigating Committee so if we intend to convene an Investigating Committee he thinks there should be a move to insert two additional Councilmen.

President Harris questioned the City Clerk whether he named new Members to the Committee and the City Clerk replied he did not know the new members.

President Harris said he was under the impression he did name the new members since we reconvened July 1st. He requested the the City Clerk to prepare the resolution for a special meeting to be dealt with for Monday, November 6, 1978 so this committee can convene and he will name the Members to this Committee this week.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 23, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING 'BOND ORDINANCE APPROPRIATING \$1,175,098. AND AUTHORIZING THE ISSUANCE OF \$1,175,098. BONDS OR NOTES OF THE CITY FOR VARIOUS CAPITAL IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY,' FINALLY ADOPTED NOVEMBER 14, 1977 AND AMENDED JULY 12, 1978."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 13, 1978 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR LANDSCAPE ARCHITECT)."

(Landscape Architect
(35 Hours)

\$14,840. - \$18,038.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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(Director of Engineering Zach met with the Council October 31, 1978)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 6, 1978,
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING
PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,'
(6-S & F-c) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND
SALARY RANGE FOR SENIOR FIELD REPRESENTATIVE - RENT CONTROL BOARD)."

(Rent Control Board

Senior Field Representative 1978 \$12,209. - \$14,840.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Administrator Smith, Rent Control Board met with the Council October 31, 1978)

A motion directing the City Clerk to place this ordinance on the November 13, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

9-c.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED OCTOBER 6, 1978,
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING
PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES
THEREFOR,' (6-S & F-j) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE TITLE
OF ASSISTANT ELECTRICAL FOREMAN, DEPARTMENT OF PUBLIC WORKS)."

(Assistant Electrical Foreman \$16,091. - \$17,203.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Director of Public Works Toma met with the Council October 31, 1978)

A motion directing the City Clerk to place this ordinance on the November 13, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Tucker, Villani.

No: Councilmen Bottone, James.

Not Voting: President Harris.

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9-d.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED SEPTEMBER 25, 1978,
ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23,
TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY,
1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH 18TH STREET AND SOUTH 19TH
STREET AS ONE-WAY STREETS)."

(South 18th Street, Southbound, from 11th Avenue to Clinton Avenue

South 19th Street, Northbound, from 11th Avenue to Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 13, 1978 Calendar of the Municipal Council for first reading was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani,
President Harris.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from October 10, 1978 to October 24, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Congregation B'Nai Zion	7545 (Amended)
Congregation Ahavas Sholom	7573 (Amended)
Mt. Carmel Guild - Special Education for the Blind	7651 (Amended)
St. Mary's Church of Immaculate Conception	7672 (Amended)
St. Casimir's Parent Teachers Association	7691 (Amended)
St. Antoninus Prayer Group	7708 (Amended)
Combined Societies of St. Patrick Church	7710 (Amended)
St. Antoninus Church	7712 (Amended)
Holy Name Society - St. John's Ukrainian Catholic Church	7715 (Amended)
St. Joseph's Church	7779 (Amended)
Anshe Luborowitz Sisterhood	7787 (Amended)
St. Lucy's Roman Catholic Church	7794
St. Columba Rosary Society	7799
St. Michael's Merrymakers	7801
Mother's Club of Essex Catholic High School	7807

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RAFFLES LICENSE

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. James Rosary Altar Society	7793
Woman's Association - Morristown Memorial Hospital	7795
Woman's Association - Morristown Memorial Hospital	7796
St. Stanislaus Church	7797
Beth David Jewish Center	7798
Good Friends	7800
Church of Our Lady of Good Counsel	7802
St. Michael's Rosary Society	7803
St. Michael's Rosary Society	7804
Ladies Auxilliary of Ironbound Lions Club	7805
Parents and Guardians Guild of SVA	7806
St. Michael's Holy Name Society	7808

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

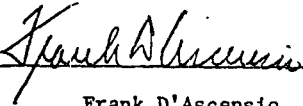
Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

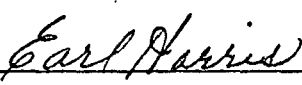
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Earl Harris
 President

A special meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:00 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Grant, James, Johnson, Tucker, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 2, 1978, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated November 2, 1978 from the Honorable Earl Harris, President, Municipal Council, requesting a special meeting of the Municipal Council, at 1:00 P. M., Monday, November 6, 1978, or as soon thereafter as the Council can convene to consider resolution appointing an Investigating Committee of the Newark Municipal Council and establishing powers of said Investigating Committee.

RESOLUTIONS.

7-R-a.

RESOLUTION APPOINTING COUNCILMEN RALPH T. GRANT, JR., CHAIRMAN.,

MICHAEL P. BOTTONE, ANTHONY CARRINO, SHARPE JAMES AND BENJAMIN F. JOHNSON, III, AN INVESTIGATING COMMITTEE OF THE NEWARK MUNICIPAL COUNCIL TO INVESTIGATE ANY OR ALL OFFICIALS, OFFICERS AND EMPLOYEES OF THE CITY OF NEWARK IN RELATION TO THE DISCHARGE OF HIS OR THEIR OFFICIAL DUTIES OR CONDUCT AND RELATED AREAS; FURTHER ESTABLISHING POWERS OF SAID INVESTIGATING COMMITTEE.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson.

Councilman Tucker stated he was on the original council investigating committee and questioned why his name is not on this proposed resolution.

President Harris stated there has been a change in the composition of

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the committee and the intent was to keep it to five members in event of a tie vote. However, he recommends the resolution be changed to include the name of Councilman Tucker and since he is a pro-tem member of all committees in the event of a tie vote his vote may help arrive at a conclusion.

President Harris wished it pointed out this is not a "witch hunt" committee. This is a committee designed to assure the people of the City get what is rightfully due them as to quality of service. It is not aimed at any particular division or department head. Its aim is to improve the quality of life-style. The Council has received too many complaints from the citizens of the city regarding the quality of services being rendered and if necessary this committee will issue subpoenas to those officials who may have to testify under oath with respect to their performance.

Councilman James remarked during his eight year tenure he agrees it is clear that some of the departments have not functioned effectively and delivery of service to the public by some of these departments has set an all time low. He feels it is encouraging for the Council to move in this direction to provide municipal legislative intervention in order to see that delivery of services is increased to citizens of the city. He trusts this committee will do a thorough and objective job in order to bring this to a reality.

Councilman Johnson remarked one of the major concerns of his constituents is that there is no way of making the departments which are malfunctioning start delivering adequate services. He stated he is sure everyone is aware of the type of conditions that have existed in the Central Ward and he felt his presence on this committee will help assure that fairness and accountability will be the product of the efforts of this committee.

Councilman Johnson added he hopes the actions of this committee will bring about a better level of service to improve the quality of life in the city.

7-R-a.

RESOLUTION APPOINTING COUNCILMEN RALPH T. GRANT, JR., CHAIRMAN, MICHAEL P. BOTTONE, ANTHONY CARRINO, SHARPE JAMES, BENJAMIN P. JOHNSON, III, AND DONALD TUCKER, AN INVESTIGATING COMMITTEE OF THE NEWARK MUNICIPAL COUNCIL TO INVESTIGATE ANY OR ALL OFFICIALS, OFFICERS AND EMPLOYEES OF THE CITY OF NEWARK IN RELATION TO THE DISCHARGE OF HIS OR THEIR OFFICIAL DUTIES OR CONDUCT AND RELATED AREAS; FURTHER ESTABLISHING POWERS OF SAID INVESTIGATING COMMITTEE.

The motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, President Harris.

November 6, 1978

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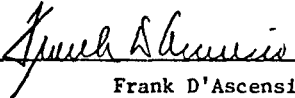
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker and President Harris.

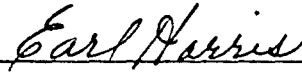
This meeting adjourned at 3:05 P.M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend James Jannucci, House of Prayer Episcopal Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Anthony Valenti, Sergeant-at-Arms.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 3, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD SEPTEMBER 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD SEPTEMBER 20, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD SEPTEMBER 27, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD SEPTEMBER 27, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD SEPTEMBER 27, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD SEPTEMBER 27, 1978.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD SEPTEMBER 27, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h.

The City Clerk presented REPORT ON FINANCIAL STATEMENTS OF THE BOARD OF EDUCATION, FOR YEAR ENDED JUNE 30, 1978, PREPARED AND AUDITED BY ARTHUR YOUNG AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report on Financial Statements of the Board of Education be received and Staff study made for report to the Council was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO SEPTEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-j.

The City Clerk presented INTERIM REPORT, CITY OF NEWARK, FOR NINE MONTHS ENDED SEPTEMBER 30, 1978, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Interim Report be received and Staff study made for report to the Council was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-k.

The City Clerk presented FINANCIAL STATEMENTS, PARKING AUTHORITY OF THE CITY OF NEWARK, COVERING SIX MONTH PERIOD ENDING JUNE 30, 1978, PREPARED BY ZISMAN, TRAUIG & ELBLONK, CERTIFIED PUBLIC ACCOUNTANTS.

A motion that the Financial Statements, Parking Authority of the City of Newark, be received and Staff study made for report to the Council was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-1.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-121, FOR PERIOD ENDING OCTOBER 6, 1978; INDICATING NO PROPERTY ACQUISITIONS FOR PERIODS ENDING OCTOBER 13, 1978 AND OCTOBER 20, 1978; AND LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA, FOR PERIOD ENDING OCTOBER 27, 1978; INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS, FOR PERIODS ENDING OCTOBER 6, 1978, OCTOBER 13, 1978 AND OCTOBER 20, 1978; AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECT R-32, FOR PERIOD ENDING OCTOBER 27, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

The City Clerk read into the record:

"I, Frank D'Ascensio, City Clerk of the City of Newark, certify the attached six pages to be a true and correct canvass and recapitulation of the votes by Ward and District, cast by voters of the City of Newark, at the General Election held in the City of Newark on November 7, 1978, on the question, 'SHALL THE SALARIES AND COMPENSATION OF THE MAYOR, MEMBERS OF THE MUNICIPAL COUNCIL, CITY CLERK AND MANAGERIAL EXECUTIVE AND CONFIDENTIAL EMPLOYEES OF THE CITY OF NEWARK BE INCREASED AS DESIGNATED ON THE SAMPLE BALLOT?'

I further certify that the number of votes opposite the Ward and District for the question, namely "Yes" and "No" on the statements attached, is the true and correct number of votes received for the above mentioned question from the legally qualified voters of the City of Newark, as submitted to me on a statement of results signed and sworn to by each of the 188 respective Essex County District Election Boards in and for the City of Newark for that election.

These total votes are as follows:

	<u>Yes</u>	<u>No</u>
North Ward	643	7290
East Ward	806	4430
West Ward	658	5410
South Ward	921	3449
Central Ward	357	794
Machine Total	3385	21373
Soldiers Vote	5	12
Absentee Vote	26	289
Grand Total	3416	21674

Frank D'Ascensio
 Frank D'Ascensio
 City Clerk of the City of Newark,
 New Jersey

Done this Eighth day of
 November in the Year of Our
 Lord Nineteen Hundred and
 Seventy-Eight. "

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park,

7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED)

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON DOWNING STREET.

(Downing Street, South side, beginning at a point 155 feet east of the easterly curblin of Jefferson Street and extending 25 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 6, 1978.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SAYBROOK PLACE AS A ONE-WAY STREET.

(Deleting Saybrook Place, Southbound, from Park Place to McCarter Highway

Adding Saybrook Place, Eastbound, from Park Place to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON GOBLE STREET.

(Goble Street, east side, beginning at a point 35 feet south of the southerly curblineline of Murray Street, and extending 102 feet southerly therefrom. From 7:00 A. M. to 6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BRILL STREET.

(Brill Street, from Christie Street to Fleming Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH NINTH STREET AS A ONE-WAY STREET.

(North Ninth Street, Southbound, from Delavan Avenue to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF RAYMOND PLAZA EAST AND RAYMOND BOULEVARD.

(Intersection

Raymond Plaza East and Raymond Boulevard

Right Turn Prohibition - East on Raymond Boulevard to North on

Raymond Plaza East)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-1.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF NICHOLSON STREET, AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 40 FEET IN WIDTH AND EXTENDING FROM WILLIAM STREET TO VACATED AUGUSTA STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 6, 1978.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curbline of Ruth Street and extending 25 feet southerly therefrom)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, ARTICLE 6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1959.

(To provide for compensation of Alcoholic Beverage Control Board Members - \$2,500. per annum, based upon number of meetings attended)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Johnson.

President Harris: The yeses are eight and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 6, 1978.

6-F-o.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET.

(Custer Avenue, from Elizabeth Avenue to Osborne Terrace

South 17th Street, from Clinton Avenue to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-p.

The City Clerk read AN ORDINANCE AMENDING "BOND ORDINANCE APPROPRIATING \$1,175,098. AND AUTHORIZING THE ISSUANCE OF \$1,175,098. BONDS OR NOTES OF THE CITY FOR VARIOUS CAPITAL IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY," FINALLY ADOPTED NOVEMBER 14, 1977 AND AMENDED JULY 12, 1978.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 6, 1978.

6-F-q.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR FIELD REPRESENTATIVE - RENT CONTROL BOARD)

(Rent Control Board

Senior Field Representative	1978	\$12,209. - \$14,840.)
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(Copy of ordinance and correspondence submitted to each Member of the Council)

(Rent Control Board Administrator Smith met with the Council October 31, 1978)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and failed of adoption by the following votes:

Yes: Councilmen Grant, Tucker, Villani.

No: Councilmen Bottone, Carrino, James, Johnson, Martinez, President Harris.

A motion to reject this ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, President Harris.

No: Councilman Tucker.

Not Voting: Councilmen Grant, Villani.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-j) MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE OF ASSISTANT ELECTRICAL FOREMAN, DEPARTMENT OF PUBLIC WORKS)

(Assistant Electrical Foreman \$16,091. - \$17,203.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Works Director Toma met with the Council October 31, 1978)

A motion to reject this ordinance was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-s.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH 18TH STREET AND SOUTH 19TH STREET AS ONE-WAY STREETS.

(South 18th Street, Southbound, from 11th Avenue to Clinton Avenue

South 19th Street, Northbound, from 11th Avenue to Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-t.

The City Clerk read AN ORDINANCE TO AMEND TITLE 3, CHAPTER 1 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (HOURS OF BURNING REFUSE IN INCINERATORS)

(This ordinance is a substitute for Ordinance 6-Ph, S & F-h on this Calendar)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeases are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 6, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom:

<u>STREET</u>	<u>DIRECTION OF TRAVEL</u>	<u>FROM</u>	<u>TO</u>
Durand Street	Eastbound	Mulberry Street	McCartor Highway
Hoyt Street	Southbound	New Street	Warren Street
Orange Place	Westbound	Orange Street	High Street
Pierson Place	Southbound	Bank Street	Market Street
Rutgers Street	Northbound	So. Orange Avenue	W. Market Street
Searing Street	Northbound	Warren Street	New Street
Sidney Place	Southbound	W. Market Street	Nelson Place
Summit Place	Westbound	High Street	Lock Street
Wallace Street	Southbound	W. Market Street	So. Orange Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-d) AND AMENDMENTS THERETO. (TO CREATE THE POSITIONS OF SECRETARIAL ASSISTANT AND SUPERVISING CLAIMS EXAMINER IN THE DIVISION OF PERSONNEL)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section (c) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and amendments thereto be and the same are amended by creating the following permanent positions and establishing the minimum and maximum salaries, title code, therefor, as follows, to wit:

(c) PERSONNEL DIVISION

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Secretarial Assistant 641510	\$ 9,461	\$ 11,074
Supervising Claims Examiner 400102	12,819	15,582

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum salary, and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and reject this ordinance was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 4, SECTION 17, SUPPLY OF HOT WATER OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 15, Chapter 4, Section 17 of the Revised Ordinances of the City of Newark, New Jersey, entitled Supply of Hot Water, is hereby amended to read as follows:

- (a) Hot water shall be supplied at all times at a temperature of not less than 120 degrees Fahrenheit, between the hours of 6 a.m. and 10 p.m., in a manner in accordance with law.
- (b) For the purposes of this article, wherever a dwelling is supplied hot water by means of a central furnace, boiler or other similar apparatus or where there exists a central water boiler or hot water pipe system, such shall constitute prima facie evidence of an implied contract under which the owner has contracted to supply hot water to the occupants. This presumption shall not apply where a complete hot water system serves only one dwelling unit.

Section 2. Any prior ordinance inconsistent with the above is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND SECTION 2, REMOVAL BY CITY UPON OWNER'S OR TENANT'S FAILURE (TAX LIEN) OF CHAPTER 17, SNOW AND ICE, OF TITLE 22, STREETS AND SIDEWALKS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2 of Chapter 17, Snow and Ice: Removal by City upon Owner's or Tenant's failure; tax lien, of Title 22, Streets and Sidewalks, be amended to read as follows:

22:17-2 Removal by City upon Owner's or Tenant's failure; tax lien.

If the owner or tenant of any such premises shall neglect or refuse to comply with section 22:17-1 of this Chapter, the Director of Public Works for the City of Newark may forthwith remove such snow and ice. The Director of Public Works shall thereupon certify to the Council the cost of such removal, which cost after verification by the Council shall be charged against the land abutting or bordering upon such sidewalks or gutters. The amount so charged shall forthwith become a lien upon such land, and shall be added to and become and form part of the taxes next to be assessed and levied upon such lands, and shall bear interest at the same rate as taxes, and shall be collected and enforced in the same manner as taxes. The provisions of this section shall operate in addition to the penalties provided in the chapter.

Section 2. Any existing ordinance, or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

No: Councilman Johnson.

President Harris: The yeses are eight and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 24, CHAPTER 1, SECTION 10, MINIMUM QUALIFICATIONS, THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1966, AS AMENDED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 24 Chapter 1, Section 10, of the Revised Ordinances of the City of Newark, New Jersey, entitled Minimum Qualifications, is hereby amended to read as follows:

24:1-10 Minimum Qualifications.

No taxicab driver's license shall be issued unless the applicant therefore:

(a) Furnish satisfactory evidence that he is the holder for at least one year prior to the date of application, of a valid automobile driver's license issued by the State of New Jersey, Division of Motor Vehicles;

(b) Is at least 18 years of age;

(c) Has been a resident of the State of New Jersey for one year or more;

(d) Is able to read and write the English language;

(e) Is a citizen or legal alien of the United States;

(f) Is the holder of a taxicab license or furnishes written evidence by a holder of a taxicab license that the applicant is the lessee, employee, agent or servant of the holder.

Section 2. Any prior ordinance inconsistent with the above is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Carrino.

President Harris: The yeses are eight and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE AUTHORIZING THE APPOINTMENT OF A COMMISSION TO PROVIDE AND MAINTAIN SENIOR CITIZEN SERVICES AND FACILITIES IN HEALTH, RESEARCH AND TRAINING, RECREATION AND SOCIAL PROGRAMS FOR SENIOR CITIZENS WITHIN THE CITY OF NEWARK, NEW JERSEY (TITLE 2, CHAPTER 2, SECTIONS 64-70).

BE IT ORDAINED BY THE MAYOR AND MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 2, Chapter 2, sections 64-70, of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and the same are hereby amended to read in their entirety as follows:

2:2-64. Commission continued; purpose of commission

(a) The commission known as the "Newark Senior Citizens Commission" as heretofore established is hereby continued.

(b) The object of the commission shall be to establish and implement a comprehensive system of coordinated health and social services for senior citizens and residents of the community, and to advise and assist the Newark Office of Elderly Affairs in the preparation of an annual plan for the enhancement of services available to senior citizens and residents of the community, and to make applications to any Federal, State or County Agencies, or private foundations for grants of moneys to provide for the programs and activities of said commission; said applications for grants to be made with the advice and consent of the Council.

2:2-65. Membership

(a) The commission shall consist of the following:
12 members at large to be appointed by the Mayor;
2 members at large to be appointed by the Municipal Council;
Mayor and President of the City Council as members ex officio

(b) The commission shall consist of representatives from various segments of the community. They should include but not necessarily be limited to the business and public sector, senior citizen organizations and citizens groups that concern themselves specifically with health, recreation and social needs.

2:2-66. Terms of Members

(a) The 12 members at large appointed by the Mayor shall serve staggered terms, 3 shall serve for a term of 1 year, 3 for a term of 2 years, 3 for a term of 3 years and 3 for a term of 4 years. Thereafter each member at large shall be appointed for a 4-year term and shall serve until his successor is duly appointed. Vacancies caused by resignation or otherwise shall be filled for the unexpired part of the term thereof by the Mayor.

2:2-67. Officers

(a) The Mayor shall designate a member to preside over the commission as Chairperson. The Chairperson shall serve at the pleasure of the Mayor.

(b) The commission shall elect a member to serve as Vice-Chairperson who shall serve at the pleasure of the commission within the limitations of his/her term.

(c) The Director of the Department of Health and Welfare shall serve as executive secretary to the commission. The executive secretary shall serve during the incumbency in his official position.

2:2-68. Meetings

A regular meeting of the Commission shall be held at least once in every month at a time to be fixed by the members of the commission. Special meetings shall be at the call of the Chairperson or in his/her absence the Vice-Chairperson.

2:2-69. Facilities and Services Made Available to Commission

The Mayor shall, through the Director of the Department of Health and Welfare, subject to available appropriation, make and cause to be made, to the extent necessary of needs of the commission, suitable offices, personnel services and provisions that are necessary for the adequate function of the commission.

2:2-70. Duties

The duties of the commission shall be to:

(a) Direct coordination of programs in cooperation with existing social services and welfare agencies in this city to meet the health, nutrition, recreation and social needs of senior citizens who reside in this City.

(b) Establish policies and procedures for its own governance.

(c) Recommend guidelines and policies for the operation of the Newark Office of Elderly Affairs and all other social services and welfare agencies in the City having like or kindred functions.

(d) Assist the Newark Office of Elderly Affairs in the planning and implementation of the City-wide comprehensive service programs for the senior citizens and residents of Newark.

(e) Identify the unmet needs and services gaps which affect the elderly.

(f) Promote new services for the senior citizens of the City.

(g) Make recommendations for legislative programs and actions on behalf of the elderly.

(h) Cooperate with and request the cooperation of private and governmental agencies and encourage the establishment of partnerships of elderly consumers, organizations of the elderly, voluntary and public agencies, academic institutions, business and other concerned groups.

(i) Recommend to the Mayor and Municipal Council the filing of applications for State and Federal grants for additional resources to be used in planning for and delivery of services to the elderly.

(j) Assist in seeking funds and resources for the implementation of programs and services to meet the needs of senior citizens in the City.

(k) Review and comment upon all program proposals submitted for funding to and/or by the Newark Office of Elderly Affairs and other social service and welfare agencies relating to senior citizens in the City of Newark.

(l) Review and comment upon all operational budgets prior to their final submission for approval.

(m) Review and make recommendations to the Director of the Department of Health and Welfare relative to major personnel appointments to the Newark Office of Elderly Affairs and its related programs.

2:2-70A. Cooperation of City Departments and Agencies

All City departments and agencies shall cooperate with the commission in all respects.

Section 2. Any existing ordinance, or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-a ADOPTED JANUARY 27, 1977, AS AMENDED, WHICH ORDINANCE CREATED AND CONTINUED THE CENTRAL PLANNING BOARD AND THE BOARD OF ADJUSTMENT, TO PROVIDE FOR THE APPOINTMENT OF ALTERNATE MEMBERS TO THE CENTRAL PLANNING BOARD AND THE BOARD OF ADJUSTMENT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Article I, Section 2, as amended, of Ordinance 6S & FA, adopted January 27, 1977, which ordinance created and continued the Central Planning Board and the Board of Adjustment, be further amended to provide for the appointment of alternate members to the Central Planning Board as follows:

ARTICLE I - CENTRAL PLANNING BOARD

Section 2. Membership; terms; compensation. The Central Planning Board shall consist of nine members and four alternate members (one in Class II, one in Class III and two in Class IV) who shall be appointed and hold office in accordance with the provisions of C.40:55D-23, as amended. Each Class IV member and alternate member of the board shall receive a salary of not more than twenty-five hundred dollars (\$2500) per annum for attending board meetings. Such salary shall be paid quarterly and in proportion to the number of meetings attended during each quarter. No more than a total of six Class IV members and alternates shall be paid for attending each meeting.

Section 2. Article II, Section 2 of said Ordinance be further amended to provide for the appointment of alternate members to the Board of Adjustment as follows:

ARTICLE II - BOARD OF ADJUSTMENT

Section 2. Membership; terms; compensation. The Board of Adjustment shall consist of seven members and two alternate members who shall be appointed by the Municipal Council and who shall hold office in accordance with the provisions of C.40:55D-69, as amended. The members and alternate members of the

board shall receive a salary of not more than twenty-five hundred dollars (\$2500) per annum for attending board meetings. Such salary shall be paid quarterly and in proportion to the number of meetings attended during each quarter. No more than a total of seven members and alternates shall be paid for attending each meeting.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with law.

Section 4. Any existing Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

AN ORDINANCE TO AMEND TITLE 3, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (HOURS OF BURNING REFUSE IN INCINERATORS)

(Copy of ordinance submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

(For further action on this matter, see Item 6-F-t on Pages 13 and 14 in the minutes of this meeting).

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6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE SALE OF PREMISES KNOWN AS 372-374 SOUTH 19TH STREET (BLOCK 1791, LOT 41), 312-314 SOUTH 19TH STREET (BLOCK 1793, LOT 48), 242-246 FIRST STREET (BLOCK 1912A, LOT 26), 248-256 FIRST STREET (BLOCK 1912A, LOT 48), 158-160 CHANCELLOR AVENUE (BLOCK 3703, LOT 16), 164 CHANCELLOR AVENUE (BLOCK 3703, LOT 18), 164½ CHANCELLOR AVENUE (BLOCK 3703, LOT 20), 162 CHANCELLOR AVENUE (BLOCK 3703, LOT 17), 278-280 MEEKER AVENUE (BLOCK 3566, LOT 33), TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the parcels of land listed below be sold to the Housing Authority of the City of Newark, a body politic and corporate, by private sale for the amount of \$18,000.00 pursuant to the provisions of N.J.S.A.40A:12-13(b)(1):

<u>ADDRESS</u>	<u>BLOCK</u>	<u>LOT</u>
372-374 South 19th Street	1791	41
312-314 South 19th Street	1793	48
242-246 First Street	1912A	26
248-256 First Street	1912A	48
158-160 Chancellor Avenue	3703	16
164 Chancellor Avenue	3703	18
164 1/2 Chancellor Avenue	3703	20
162 Chancellor Avenue	3703	17
278-280 Meeker Avenue	3566	33

Section 2. That the Director of Finance is hereby authorized to execute a bargain and sale deed for the parcels listed above which deed is to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. Said parcels are to be developed by the Housing Authority as low rent public housing pursuant to HUD scattered site housing program N.J. 2-20.

Section 4. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Tucker requested the City Clerk to invite Business Administrator Buck, Newark Housing Authority Acting Executive Director Hill and Planning and Project Execution Chief Chranewycz to meet with the Municipal Council at their special conference November 21, 1978 to discuss the Turnkey Project.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING ORDINANCE 6-S & F-j OF JULY 16, 1975, AS AMENDED BY ORDINANCES 6-S & F-f AND 6-S & F-e ADOPTED JANUARY 7, 1976 AND ORDINANCE 6-S & F-k ADOPTED JULY 14, 1976 AND AS FURTHER AMENDED BY ORDINANCE 6-S & F-f ADOPTED JANUARY 18, 1978 ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH THE NEWARK HOUSING AUTHORITY FOR THE PURPOSE OF ACQUISITION AND DISPOSITION IN CONNECTION WITH HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974" (FIRST ACTION YEAR).

WHEREAS, Ordinance 6S&FJ adopted July 16, 1975 authorized execution of Acquisition and Disposition agreements with the Housing Authority of the City of Newark, amended pursuant to Ordinances 6S&Ff and 6S&Fe, adopted January 7, 1976, and Ordinances 6S&FK and 6S&FJ adopted July 14, 1976, further amended pursuant to Ordinance 6S&Ff adopted January 18, 1978;

WHEREAS, further changes are necessary with respect to such Agreement and Schedule of Costs attached thereto, to reflect new work load area and it is deemed necessary that an extension of time be approved, thereby allowing the Housing Authority of the City of Newark to perform all the functions and undertakings required by the effective changes;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the Mayor and the Executive Director of the Mayor's Policy and Development Office/Community Development Administration (hereinafter referred to as MPDO) are hereby authorized to enter into an Amendatory Agreement with the Housing Authority of the City of Newark to extend the term of the Acquisition and Disposition Agreements until April 30, 1979.

Section 2. That the Mayor and the Executive Director of MPDO are hereby authorized to enter into agreements with the Housing Authority of the City of Newark to further amend the Acquisition and Disposition Agreements authorized pursuant to Ordinance 6S&FJ adopted July 16, 1975 amended pursuant to Ordinances 6S&Ff and 6S&Fe adopted January 7, 1976 and Ordinance 6S&FK and 6S&FJ adopted July 14, 1976, further amended pursuant to Ordinance 6S&ff adopted January 18, 1978 to reflect a change in scope of acquisition activities, as established under paragraph 1 of said Agreement, and as identified on the Schedule of Costs attached thereto, a change in the scope of disposition activities as identified on the Disposal Parcels Identification schedule attached thereto, and a change in General Terms and Conditions Section "D" - Compensation and Method of Payment and "E" Maximum Compensation.

Section 3. Attached hereto is the Certification of the Comptroller of the City of Newark, which states, (1) that there are available sufficient legally appropriated funds for the purposes set forth hereinabove; and (2) that the line item appropriations of the official budget, adopted pursuant to the local budget law, which shall be changed is fund 80, department 23, agency 86, accounts 250 251 and 812. (Funds provided in the Housing and Community Development Act of 1974 First Action Year Block Grant).

Section 5. That the Mayor and Executive Director of the MPDO are hereby authorized on behalf of the City of Newark to execute the Acquisition and Disposition agreements attached hereto and made a part hereof in an amount not to exceed \$2,596,407.00.

Section 6. All other provisions remain in force.

Section 7. The Executive Director of the Mayor's Policy and Development Office shall file forthwith a duly executed copy of the aforesaid agreements in the Office of the City Clerk.

Section 8. This Ordinance shall take effect after final passage and publication in accordance with the Law of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 13, 1978

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended will be considered on second reading and final passage:

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Resolution 7RH adopted October 16, 1963, Resolution 7RBM adopted May 20, 1964, Resolution 7Rbb adopted April 16, 1969, Resolution 7Rbq adopted May 18, 1973 and Ordinance 6S & FB adopted March 16, 1977, approved an Urban Renewal Plan and amendments thereto for the Newark Plaza Project (N.J.R-58); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark have considered and approved a further amendment to said Urban Renewal Plan, said amendment consisting of: (1) a change of designation from TO-BE-ACQUIRED for Lot 1, Block 155, (2) a change of designation from TO-BE-ACQUIRED to NOT-TO-BE-ACQUIRED for Lots 10, 13, 14, 16 and 17, Block 158, (3) a change of designation from public to core area commercial for the 65± foot strip of land on the easterly side of McCarter Highway between Market Street and Raymond Boulevard, (4) Alling Street, from Edison Place to Market Street, will not be vacated and will remain open as a public right-of-way; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendations of the planning board; and

WHEREAS, it has heretofore been found and determined by Resolution 7RT adopted on July 10, 1961 and Resolution 7RBO adopted on February 16, 1977 that the project area is a blighted area under Chapter 187 of the Laws of the state of New Jersey, 1949, as amended; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That it is hereby found and determined that the Urban

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Renewal Plan for the Area conforms to the general plan of the City of Newark.

2. That it is hereby found that interim use of lands heretofore protected for the planned improvement of Route 21 is in the public interest and that appropriate safeguards have been instituted to avoid such future use of these lands as may serve to impede the reconstruction of Route 21.

3. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

4. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

5. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan cannot be achieved through rehabilitation of the Project Area.

6. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner, consistent with said Plan and take appropriate action upon proposals and measures designed to effectuate said Plan.

7. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

8. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the amendment to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing on the amendment and adopt the ordinance, as amended, on second reading and final passage was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on second reading and final passage.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage.

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This amendment would allow the Rent Control Board to grant reductions in rent to reflect decreases in essential services)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to defer action on this ordinance was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES FOR RECONSIDERATION.

President Harris called for Ordinances for Reconsideration.

6-S & F-m.

AN ORDINANCE TO REPEAL AN ORDINANCE ENTITLED "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED. (TO ADJUST SALARIES)" 6-S & F-e, ADOPTED JULY 12, 1978. (TO REPEAL SALARY ORDINANCE FOR DEPARTMENT OF ADMINISTRATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance vetoed by the Mayor September 28, 1978)

Councilman James stated sometime ago he proposed a measure to reduce the salaries of the Business Administrator and some other administrators who inadvertently received the raise. It was the Council's opinion, at that time, although the measure appeared before them, that they should await the outcome of the referendum vote on Public Question No. 7. Therefore, in view of the fact the public expression was 7 to 1, some 21,000 saying "no raise" and 3,000 saying "yes," it was an overwhelming defeat of Public

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Question No. 7. He also believes, as indicated at that time, as one of those who opposed the \$600,000. pay raise package, that Administration was being somewhat hypocritical to suggest, at that time, that they had money in the budget, \$600,000. to support exorbitant, excessive and ridiculous raises, and then the day after the defeat of this at the polls, to notify some 5,000 City employees of potential layoffs. Councilman James could not see how one day they could have money for raises and then on the next day they are broke.

Councilman James asserted his position is clear that it seems rather unfair that they can even suggest a 66-2/3 raise for others, and then to hold all City employees and men in uniform to 7%, which is not even a cost of living increase. This Council has not even sat with the Mayor. Members of the Board of Education were not even aware of the fact that these layoffs had been anticipated. No Member of this Council has had the opportunity to be apprised of this by the Mayor or by any City official. The Mayor is in Newark-on-Trent, England and they have been unable to reach him.

Councilman James continued if the Council was aware of the fact that they are telling the Council allegedly that the City is broke, that they are in a fiscal crisis and to think about taking men in uniform off the street when crime is up in the City of Newark, fighting fire is up in the City of Newark, he thinks it is very unfair and a very horrible suggestion. The Council would be the last body to say they are talking about reduction in personnel, to start reducing the Police Department.

Councilman James concluded he is not saying this to grandstand, not saying this to be popular, he has said this consistently even when there was no one sitting in the audience, and that was quite often. He declared it is a wrong position, an insult to every citizen in the City. This body should have been apprised prior to any public announcement and the Council and Administration sit down and come up with some alternative that might be viable, or at least in the best interest of the City.

Councilman Tucker pointed out the question on the Council Calendar is whether or not the Mayor's veto should be overridden. Clearly for one who voted for the raises, if the referendum would have been successful, it would have been a clear mandate from the people that the raises should be granted. As an elected representative of the City of Newark, he is guided, not only by his conscience in regard to budgets, but by his citizenry who put him in office. Whether he agrees or disagrees, because obviously he disagrees with the referendum that has been projected, he must follow the mandate of the people. At the last Council meeting, he indicated he would vote to override the Mayor's veto of this ordinance if the referendum was successful, and he intends to follow

through with that action. Councilman Tucker felt it would be inconsistent on the part of the Municipal Council to allow one department head, or one administrative unit of government, to be in receipt of increases while all the others have been mandated by State Statute to be frozen for a period of two years. The people overwhelmingly opposed the recommended salary increases. His motivation is as a representative of the people, their voices have been heard, and the raises should not be granted.

President Harris: Shall the Municipal Council override the Mayor's veto of this ordinance?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

The City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

6-S & F-n.

AN ORDINANCE TO AMEND TITLE 2, ADMINISTRATION, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, ARTICLE 7, TAXICAB COMMISSION, SECTION 2:5-17, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO PROVIDE FOR COMPENSATION OF COMMISSION MEMBERS - \$2,500. PER ANNUM IN PROPORTION TO NUMBER OF MEETINGS ATTENDED)

The City Clerk read into the record communication received from His Honor, Mayor Kenneth A. Gibson with respect to this ordinance.

'November 9, 1978

The Hon. Earl Harris
Council President
Municipal Council Office
City Hall
Newark, New Jersey 07102

Dear Councilman Harris:

This letter is to notify you that I have vetoed 6 PHS & FN 11/1/78: An Ordinance to amend Title 2, Administration, Chapter 5, Department of Administration, Article 7, Taxicab Commission, Section 2:5-17, of the revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented. (To provide for compensation of Commission members - \$2,500. per annum in proportion to number of meetings attended).

As you are aware from a letter which I sent to you on October 27, 1978, I am not prepared, at this point, to agree to a \$2,500 increase for the Taxicab Commission members.

Please understand that my action is not punitive nor indicative of any disregard for the service they provide for the City of Newark. Due to circumstances beyond the control of the Office of the Mayor and the Municipal Council, the lack of anti-recession monies will leave us no alternative but to make layoffs which will affect the basic services. Purely on principle, I cannot agree to a raise for the Commissioners under present fiscal conditions.

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As you know, fiscal conditions can improve and allow matters to be reconsidered. Under the circumstances of improved fiscal conditions in the City, we would continue with reviewing the levels of compensation for all City Boards and Commissions and propose warranted adjustments at that point. I do trust you can understand my position.

Sincerely,


KENNETH A. GIBSON
MAYOR

KAG/cms

cc: Frank D'Ascensio, City Clerk"

No action was taken by the Municipal Council in connection with this veto message. Therefore, the ordinance stands vetoed.

HEARINGS OF CITIZENS.

6-HC-a. DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council. He felt the results of the November 7 referendum on pay raises is a major indication and a good step in the right direction. Dr. Donato commented the layoff letters sent to the City employees could not have been done in such a short period of time without knowledge. It is unfortunate "our playboy Mayor" is not here to defend himself in a time of crisis. Dr. Donato suggested the Council remove their 36 newly appointed aides, reduce car services, eliminate excess fat and the Council's in-lieu expense accounts be included in their regular salary.

Councilman Carrino related the money is in the treasury but they cannot expend this money, because of the 5% CAPS Law, until the City receives a waiver from the State that the money can be used.

Councilman James concurred with Councilman Carrino. He contended there is poor administrative planning in the delivery of essential services. Police, fire, health, welfare and sanitation are essential City services. Councilman James felt all those personnel should be housed in the municipal budget, therefore, when these Federal Programs come in as an "ice cream cone" and disappear, they would still be able to deliver essential City services. All too often, they have moved HCDA and CETA personnel, for political patronage reasons, to the municipal budget as opposed to keeping all municipal services in the municipal budget. If they look at the budget, they will find the tragedy that they are going to be threatened with laying off career Civil Service employees and at the same time retain employees who are inefficient.

A motion to permit Mr. Richard L. Dowling to address the Municipal Council under "Hearings of Citizens" was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-b. MR. RICHARD L. DOWLING, 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, Vice President North Ward Property Owners, addressed the Municipal Council with respect to the referendum on salary increases, the threatened layoff of City employees, snow removal and clogged sewers.

A motion to permit Mr. William Smith to address the Municipal Council under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-c. MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, strongly supported the School Traffic Guards Labor Agreement and the Affirmative Action Program.

A motion to permit Mr. Herbert Volkert to address the Municipal Council under "Hearings of Citizens" was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-d. MR. HERBERT VOLKERT, PRESIDENT, NEWARK FRATERNAL ORDER OF POLICE LODGE 12, said past cuts reduced the number of Newark patrolmen from the 1,400 set in an approved 1974 table of organization to around 1,000, with the threatened reductions bringing the total to 800 patrolmen. He maintained there is no way the Police Department can function at this reduced strength. A group met with the Mayor two weeks ago and they discussed this serious manning problem. The Mayor even asked how much it would cost to rehire 100 men, and a week later he is not talking about rehiring 100 men, he wants to lay off 225 men. The people in the City of Newark are not going to tolerate a reduction in police services.

Councilman Tucker related he is well aware of the motion the Council passed in 1974 primarily based on the fact he had made that motion to change the table of organization. The Council was well aware of the table of organization in the past and the current table of organization. The Council had no knowledge of the fact the Mayor intended to lay off approximately 200 policemen. The citizenry of the City of Newark is not going to

tolerate that kind of action. There were 114 men short in the 1974 table of organization, and now to talk about laying off 200, means there will be 311 men short. He is well aware of the number of unanswered police calls, which is directly related to the shortage of manpower in the City of Newark. This Council is not going to tolerate the fact that 200 policemen are going to be laid off. Obviously, the Council cannot speak for the Mayor, but they can speak for the 1979 Budget, and appropriations for those men will be in the 1979 Budget.

Councilman Martinez recalled reductions in the Police Department. He recalled in July an article in an Atlanta, Georgia newspaper wherein Mayor Gibson stated if he was to have a budget cut, the first place he would cut would be in the Police Department. Councilman Martinez declared there is no way the Police Department will be cut. There are many ineffective programs in the City. Based upon what has been happening the past few days, there are many frustrated people ready "to take the bull by the horn." Councilman Martinez added he is looking forward to Mayor Gibson's return to sit down with the Council to discuss this serious matter.

Councilman James agreed with Councilman Tucker's remarks. He recalled his earlier motion was simply that they needed to explore all the data, and he agrees because there are various resolutions on this Calendar designating CETA funds for specific programs. Councilman James reiterated they should ascertain what amount of monies they are talking about, deal with the question of anti-recession being placed in the general treasury and talk about whether other Federal funds might be utilized, but he thinks they can do something immediately. Although they have indicated they are waiting for Mayor Gibson to return, he thinks it is incumbent upon the Council to take a leadership role. Councilman James indicated he would sponsor a motion officially requesting the President, Members of Congress, Governor Byrne, Members of the Senate of New Jersey and Members of General Assembly of New Jersey to make provision for the continuation of "Anti-Recession" Aid to Newark to continue vital services, including police, fire and other security services in order that an impending layoff will not be necessary. The Council can meet with these individuals as necessary.

Councilman James felt it is ludicrous for them to sit here tonight, knowing they have \$9 million in reserve funds which they cannot utilize in order to keep the men in uniform working. They should be talking about a CAP waiver whereby they can utilize municipal funds. Councilman James hoped rather than try to have a solution tonight, and no one has an instant panacea for the problem, that they explore his suggestions with appropriate individuals, and when the Mayor returns they go into emergency session to explore alternatives based on feedback from Administration. He agreed with Councilmen

Tucker and Carrino that they need to do something that is legal and in the best interest of the men in uniform. Already there have been too many statements in the press which do not hold water and tend to give erroneous information to the public.

Councilman James felt it was insulting to the Council for the Board of Education to recommend to the Council, at a secret session yesterday, to appropriate another \$7.6 million to bail them out of a deficit situation which was a repeat of deficits run up in the past two years. They are spending recklessly, doing what they want to do and ask the Council to give them \$7.6 million of reserve funds without any restraint on the Board of Education. They say to ignore the police and fire, just give them the money and they forget about spending limits set by the Board of School Estimate and the Municipal Council.

Councilman Grant stated relative to the proposed layoffs in the City of Newark, earlier today the Council went on record before the television cameras and news media that they were appalled, ashamed and intimidated by the press release. He strongly opposed the proposed layoffs and feels it is time Newark stops acting like the "rainbow." Men and women who work for the City have families, families need to be supported and if the man or woman is not working, where will the money come from to support these families. It is an obligation of the Administration and Council. They have to get together to make sure there is open communication between the legislative and administrative branches. At this time, there is practically no communication. Certainly when they talk about laying off 200 policemen and other much needed personnel, and also School Crossing Guards, he is ready to vote in the affirmative on the School Crossing Guards resolution because they are doing a tremendous job, it is rewarding and the children are in safe hands. They should continue to fight together because it is the right thing to do. Councilman Grant said he wants everyone in Administration to know whenever their jobs are in jeopardy, that he, along with his colleagues on this Council, certainly stand ready to defend their action in wanting to retain their jobs to support their families.

Councilman Bottone explained what this Council is trying to do and what they cannot do. About four or five years ago, the Council tried to raise the table of organization by 200 men and appropriated the funds in the budget. They were not hired, the money was not spent and at some other time during the year it was allocated someplace else. Last year some of these same men came before the Council because a new class was supposed to be instituted and then, for some reason, it was not instituted. This Council had to show Administration where they could find the money and had to sign a document stating they would give them the money. This Council supports, not only the policemen,

but also the School Crossing Guards who have been kicked around for the past three years from one budget to another. The Council appreciates the people being here tonight and what they are saying. The Council will put the money in the budget, but the Mayor has the power not to use that money and not to raise the table of organization if he feels he should not do it. A push should be directed to the Mayor and Administration.

Councilwoman Villani said she was shocked to pick up the newspaper and read of the proposed massive layoffs. She was embarrassed and dismayed to realize they supported a raise for themselves, the Mayor and Department Heads at the expense of some of the people in the audience. Tonight the Council is going to vote for the School Crossing Guards to be part of the Police Department. When they say layoffs in the Police Department, she fears they may reach out for the School Crossing Guards first because they may be low on the totem pole. Councilwoman Villani assured the moment the Mayor gets back, there will be the fastest emergency meeting the City has ever seen.

Councilman Johnson stated as a former officer himself, Councilman of the Central Ward, the Police Department can always count on his support. He has always supported the plight of the School Crossing Guards and at this time, he reaffirms his complete support to make sure they get a fair shake at this point.

Councilman Carrino felt it is well and good what they are saying, but several things should start falling in place right away. The layoffs are effective December 31, 1978. Councilman Carrino suggested any CETA hiring funds coming to Newark be rejected by the Council to start a pot of money to last from January 1, 1979 to April 1, 1979, and the police unions begin lobbying efforts in Trenton to try to get CAPS waiver to allow spending over 5%. If they could have that 5% lifted temporarily in order to put surplus money into the budget, until they get a chance to review the budget in April, that would guarantee the jobs would stay. This could be a combined effort between the unions and the Council to build a reserve of CETA funds.

Councilman Tucker cautioned his colleagues in dealing directly with CETA funds. He is fully aware the Police Department needs the support of the Municipal Council, also aware other departments providing vital services also need Council support. He does not want them to get into a situation where they counterbalance police vs. children in the Board of Education, nor does he want to get into a situation saying all CETA people are bad. That is not the case. Councilman Tucker expressed concern if they are going to adopt a plan of action, they must understand some of the parameters they are dealing with. The Council must join hands with the Mayor to have the CAPS law lifted. They are not dealing with the matter whether or not funds are available. They are dealing with

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the law that is passed, New Jersey Proposition 13 regarding covering municipal expenditures. They should also be aware of the fact when they start talking about cutting CETA funds, that CETA funds can also be utilized for the police. They need to sit down and calmly and cautiously go through the municipal budget. They have to sit down immediately with the Mayor the minute he returns from England. The Council has the authority to set the table of organization of the Police Department, the authority to appropriate funds needed to continue or expand the current table of organization, but they do not have the authority to hire policemen. Councilman Tucker maintained their objective must be to make sure that priority items stay, sit down, discuss this matter, work out a plan and then work that plan.

Councilman James reiterated they need to explore all the data. He agreed because they have on the Agenda tonight various CETA resolutions and other designated funds dealing with specific programs. They need to ascertain the amount of money they are talking about, deal with the question of anti-recession funds being placed in the general treasury, whether other Federal funds might be utilized. It is incumbent upon the Council to take a leadership role. He will sponsor a motion officially requesting the President, Members of Congress, Governor Byrne, Members of Senate and General Assembly of New Jersey to make provision for the continuation of "Anti-Recession" Aid to Newark to continue vital services. Councilman James felt it is ludicrous for the Council to sit here tonight knowing they have \$9 million in reserve funds and they cannot utilize those funds in order to keep the men in uniform working. They should be talking about a CAPS waiver where they can utilize Newark municipal funds. When Mayor Gibson returns, they should go into an emergency session and explore all alternatives.

Councilman Tucker related at the pre-meeting conference the Council discussed a bill presently before the State Legislature, removing CAPS based on certain escalated costs over which they have no control. He urged the police to work in conjunction with the Council to go to Trenton to lobby for that bill.

A motion to permit Mr. Ronald Gasparinetti to address the Municipal Council under "Hearings of Citizens" was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-e.

MR. RONALD GASPARINETTI, PRESIDENT, NEWARK PBA LOCAL, 331 PARKER STREET, NEWARK,

NEW JERSEY, stated there have been only 32 new recruits taken into the Police Department. Every year the loss is greater and unused money in the budget is transferred to other departments. The Police Department has turned money back because additional men have not

been hired after the Council has appropriated the money. Mr. Gasparinetti requested the Municipal Council to investigate the Police Director's alleged failure to hire new policemen despite the availability of funds to do so. He charged the Police Director has confined healthy young policemen hired in recent years to central communications, keeping the "new blood from the patrol cars where they are so badly needed." Mr. Gasparinetti offered the Police Department's service as lobbyists in Trenton so that funds do not die December 31, 1978. He made this offer in the Business Administrator's office also. They will try to get this legislation passed to save the men.

A motion to permit Mr. James Benjamin to address the Municipal Council under "Hearings of Citizens" was made by Councilman Grant, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-f.

MR. JAMES BENJAMIN, 374 HILLSIDE AVENUE, NEWARK, NEW JERSEY, representing Local 617, addressed the Municipal Council in reference to the crisis threatening layoff of municipal employees. He urged the Municipal Council to support the efforts of municipal workers in guaranteeing them an income. They must collectively join hands to make sure the crisis is resolved.

President Harris declared it is a known fact, and history will reflect it, that the Municipal Council has and will continue to be friends of labor. They supported every endeavor of the Police Department. It was this body who supported the Sanitation Division and it is this body who will continue to support the employees of the City of Newark.

Councilman James concurred with President Harris' remarks. He queried if the salaries adjusted in Ordinance 6-S & F-m, which the Council voted to override the Mayor's veto, will be cut immediately or if the Municipal Council will have to take other action.

President Harris replied the salaries will revert to the original salaries.

Assistant Corporation Counsel Jonathan Irons responded he understood they have not been paid but he does not know the direct answer to Councilman James' question.

Councilman James requested a written reply to his question.

Councilman Grant said he is not an attorney, but he understands parliamentary procedure. The salaries, which have been increased, revert to the original salaries.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION ATTESTING THE GOVERNING BODY OF THE CITY OF NEWARK HAS COMPLIED WITH PROMULGATION OF NEW JERSEY LOCAL FINANCE BOARD WITH RESPECT TO REVIEW OF ANNUAL AUDIT OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mr. Dennis Cherot, Assistant to the Business Administrator, representing Business Administrator Buck, Finance Director Jones and representatives of Samuel Klein and Company met with the Council November 8, 1978)

The City Clerk stated at the special conference of the Municipal Council held November 8, 1978, Finance Director Jones and Acting Municipal Comptroller Riley informed the Council that a written report answering the recommendations contained in the 1976 and 1977 Audits of the City of Newark, prepared by Samuel Klein and Company, External Auditors, will be presented before December 12, 1978.

A motion to adopt the resolution and directing the City Clerk to remind Finance Director Jones and Acting Municipal Comptroller Riley that at the special conference of the Municipal Council held November 8, 1978, it was agreed that they will forward a written report to the Municipal Council answering the recommendations contained in the 1976 and 1977 Audits of the City of Newark, prepared by Samuel Klein and Company, External Auditors, will be presented before December 12, 1978, was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 30,216 COBBLESTONES (APPROXIMATELY), DEPARTMENT OF PUBLIC WORKS AND ONE OBSOLETE AUTOCLAVE, HEALTH DIVISION (DENTAL), PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Johnson called attention that the street from which these cobblestones were removed has not been repaired. He recommended the Council take no action with respect to the sale of these cobblestones until the street has been repaved.

A motion to defer action on this resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes;

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Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY FIVE DOLLARS (\$25.00) TO MS. MARGARET FEBUS FOR RESTAURANT LICENSE NOT ISSUED. (57 PENNSYLVANIA AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE THE PREMISES AT 76 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, FOR A TERM OF TWO YEARS WITH AN OPTION FOR TWO ADDITIONAL YEARS AT A MINIMUM AMOUNT OF \$2,100. ANNUALLY PLUS THE PAYMENT OF TAXES AND SETTING A DATE FOR THE RETURN OF BIDS AS DECEMBER 4, 1978 AND FOR THE AWARDING OF A LEASE AS DECEMBER 6, 1978 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION ACCEPTING A BID OF \$1,300. PER YEAR, PLUS TAXES, FROM P & S PAVING, INC. FOR THE LEASE OF + ONE ACRE COMPRISING A PORTION OF BLOCK 517, LOT 9 ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE THE PREMISES AT 72 NEW CITY ROAD, WEST MILFORD, NEW JERSEY FOR A TERM OF TWO YEARS WITH AN OPTION FOR TWO ADDITIONAL YEARS AT A MINIMUM AMOUNT OF \$2,100. ANNUALLY PLUS THE PAYMENT OF TAXES AND SETTING A DATE FOR THE RETURN OF BIDS AS DECEMBER 4, 1978 AND FOR THE AWARDING OF A LEASE AS DECEMBER 6, 1978 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE THE PREMISES AS SHOWN ON TOWNSHIP OF WEST MILFORD TAX ASSESSMENT MAPS, BLOCK 563, LOT 58, CONSISTING OF A HOUSE AND + .96 ACRES, FOR A TERM OF TEN YEARS AT A MINIMUM AMOUNT OF \$50. PER MONTH PLUS TAXES FOR YEARS ONE AND TWO, \$150. PER MONTH PLUS TAXES FOR YEARS THREE THROUGH FIVE AND \$300. PER MONTH PLUS TAXES FOR YEARS SIX THROUGH TEN AND SETTING A DATE FOR THE RETURN OF BIDS AS DECEMBER 4, 1978 AND FOR THE AWARDING OF A LEASE AS DECEMBER 6, 1978 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION ACCEPTING A BID OF \$3,179.88 PER YEAR, PLUS TAXES, FROM MR. AND MRS. RALPH GREEN, FOR THE LEASE OF A ONE-FAMILY HOUSE AT 624 NEW CITY ROAD, WEST MILFORD, NEW JERSEY COMPRISING A PORTION OF BLOCK 581, LOT 22 ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-i.

RESOLUTION ACCEPTING A BID OF \$462. PER YEAR, PLUS TAXES, FROM MRS. HELEN DOCKRILL, FOR THE LEASE OF + .25 ACRES COMPRISING BLOCK 568, LOT 36A ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-j.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, OFFICE OF THE CITY CLERK, SALARIES AND WAGES, RESEARCH ANALYST-\$2,500. TO SERVICES BY CONTRACT OR AGREEMENT, NON-BIDDED PROFESSIONAL CONSULTANTS-\$2,500.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/ 7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER A CHECK IN AMOUNT OF \$50,000. TO EVANS-ARISTOCRAT INDUSTRIES, INC., AND HELLRING, LINDEMAN & SIEGELS, ESQS., ITS ATTORNEYS, 11 COMMERCE STREET, NEWARK, UPON RECEIPT OF A GENERAL RELEASE, RESOLUTION OF BOARD OF DIRECTORS AND A STIPULATION OF DISMISSAL, IN FULL AND COMPLETE SETTLEMENT OF CLAIM FOR DAMAGES CAUSED BY FLOODING OF ITS PLANT TO A LEVEL OF SEVERAL FEET CAUSING DAMAGE AND DESTRUCTION OF LEATHER GOODS IN VARIOUS STAGES OF MANUFACTURE, INTERRUPTION IN OPERATION OF ITS BUSINESS, AND CONSTITUTED A THREAT TO SAFETY, HEALTH AND WELFARE OF ITS EMPLOYEES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Corporation Counsel Perillo to meet with the Municipal Council at their pre-meeting conference December 5, 1978 to discuss this matter, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE NEW JERSEY STATE DEPARTMENT OF HEALTH TO DEFRAY COST OF IMPLEMENTING A BLOOD PRESSURE SCREENING PROGRAM FOR NEWARK RESIDENTS IN LOW INCOME HOUSING FOR PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979; MAXIMUM AMOUNT TO BE AWARDED TO CITY OF NEWARK IS \$20,000. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION RATIFYING CONTRACT WITH THE NEW JERSEY STATE LAW PLANNING AGENCY FOR PERIOD AUGUST 14, 1978 TO NOVEMBER 13, 1978, FURTHER AUTHORIZING MAYOR OF THE CITY OF NEWARK TO ENTER INTO A CONTRACT WITH THE NEW JERSEY STATE LAW PLANNING AGENCY TO IMPLEMENT "PROJECT GAINS" (RESOLUTION 7-R-bq, JUNE 26, 1976, AMENDED BY RESOLUTION 7-R-bx, SEPTEMBER 6, 1978) FOR PERIOD NOVEMBER 14, 1978 TO AUGUST 31, 1979. (SLEPA-\$62,000., STATE BUY-IN-\$3,444., LOCAL CASH (TO BE PROVIDED BY IMPLEMENTING AGENCY)-\$3,444.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM ACTION, REGION II, IN SUM OF \$6,500., FOR PERIOD SEPTEMBER 30, 1978 TO NOVEMBER 13, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A GRANT-IN-AID CONTRACT TO ACCEPT FUNDS FROM ACTION, REGION II, FOR THE RETIRED VOLUNTEER PROGRAM, FOR PERIOD NOVEMBER 14, 1978 TO SEPTEMBER 29, 1979, IN TOTAL AMOUNT OF \$6,500. (TOTAL OPERATING BUDGET ACTION-\$6,500., CITY OF NEWARK IN-KIND (PERSONNEL)-\$2,000., TOTAL -\$8,500.) (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/7-R-o.

RESOLUTION DESIGNATING WILLIAM STREET AND ARLINGTON STREET AS A STOP INTER-SECTION AND MARKED AS PROVIDED IN SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$175. TO MR. JEROME NOVIN, 5 ELMWOOD COURT, LIVINGSTON, NEW JERSEY, IN SETTLEMENT OF CLAIM FOR DAMAGE TO HIS VEHICLE WHICH WAS INVOLVED IN ACCIDENT WITH A CITY-OWNED VEHICLE AT MILL STREET AND McCARTER HIGHWAY, BELLEVILLE ON OR ABOUT SEPTEMBER 8, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

/7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$300. TO MR. GUISEPPE BAIO AND HIS ATTORNEY, MR. SAVINO J. RUSSONIELLO, JR., 41 LINCOLN AVENUE, ORANGE, NEW JERSEY, IN FULL AND TOTAL SETTLEMENT OF CLAIM FOR DAMAGES TO MR. BAIO'S VEHICLE WHEN IT WAS INVOLVED IN ACCIDENT WITH A CITY-OWNED VEHICLE AT COURT STREET NEAR IRVINE TURNER BOULEVARD ON OR ABOUT JUNE 10, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

/7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$2,900. PAYABLE TO S. GEORGE SILVERSHEIN AND LEONARD ADLER, ESQ., 10 GRANT AVENUE, ENGLEWOOD, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR ALLEGED WRONGFUL DEMOLITION BY CITY EMPLOYEES OF PROPERTY 66 SEYMOUR AVENUE, OWNED BY S. GEORGE

536

SILVERSHEIN; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE, TAX ASSESSOR AND/OR
ACTING TAX COLLECTOR TO VACATE DEMOLITION LIEN OF \$1,108.77 PLUS ANY ACCUMULATED INTEREST
ON PREMISES 66 SEYMOUR AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,
President Harris.

No: Councilman Tucker.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN
AMOUNT OF \$300. TO THEOLIVER HORTON, UPON RECEIPT OF A GENERAL RELEASE AND ANY OTHER
DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL SETTLEMENT OF CLAIM FOR
DAMAGES TO HIS VEHICLE WHEN IT WAS INVOLVED IN ACCIDENT WITH CITY SANITATION VEHICLE, ON
OR ABOUT JUNE 20, 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by
Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,
President Harris.

No: Councilman Tucker.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN SUM
OF \$1,000., PAYABLE TO ALBA CONSTRUCTION CO., IN FULL SETTLEMENT OF CLAIM FOR DAMAGES
ALLEGEDLY INCURRED DURING CONSTRUCTION OF 516-518 BERGEN STREET, LOW INCOME HOUSING
PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani,
President Harris.

No: Councilman Tucker.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN SUM
OF \$1,500. PAYABLE TO DONALD PIGFORD AND STUART NISENSEN, ESQ., 24 COMMERCE STREET,
NEWARK, UPON RECEIPT OF ALL PAPERS AND DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL,
IN FULL AND TOTAL SETTLEMENT OF LAW SUIT, INSTITUTED IN ESSEX COUNTY SUPERIOR COURT,

ALLEGING NEWARK DEMOLITION TEAM WRONGFULLY AND WITHOUT DUE AND PROPER NOTICE TO DONALD PIGFORD, OWNER, DEMOLISHED PREMISES 176-178 HILLSIDE AVENUE, 26-28 WEST RUNYON STREET, 333-335 PESHINE AVENUE AND 545 SOUTH 17TH STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Villani, President Harris.

No: Councilman Tucker.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO KAREN E. MOORE, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING SEPTEMBER 30, 1978 AND ENDING MARCH 30, 1979. (TO CONTINUE GOING TO SCHOOL - FIRST LEAVE BEGAN SEPTEMBER 29, 1976)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CARMEN A. BIASE, PUBLIC RELATIONS AND RECRUITMENT OFFICER, DEPARTMENT OF POLICE, FOR PERIOD BEGINNING OCTOBER 23, 1978 AND ENDING APRIL 22, 1979. (APPOINTED DEPUTY MAYOR - FIRST LEAVE BEGAN OCTOBER 23, 1973)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-x.

RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT, ON BEHALF OF CITY OF NEWARK, WITH LOCAL 617, SERVICE EMPLOYEES INTERNATIONAL UNION, AS BARGAINING REPRESENTATIVES FOR THE SCHOOL TRAFFIC GUARDS EMPLOYED BY THE CITY OF NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION ENGAGING SAMUEL KLEIN AND COMPANY FOR 1979 AUDIT AND AUTHORIZING
EXECUTION OF AGREEMENT THEREFOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION RESCINDING RESOLUTION 7-R-bw, SEPTEMBER 19, 1973, "RESOLUTION
ACCEPTING BID OF NEWARK HOUSING DEVELOPMENT AND REHABILITATION CORP. FOR PURCHASE OF CITY-
OWNED PROPERTIES LISTED HEREIN, FOR \$22,230."

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT NO. 78-57R -
T.V. INSPECTION OF MUNICIPAL SEWERS ON BEHALF OF CITY OF NEWARK WITH PENETRYN SYSTEMS
INCORPORATED, 424 NISKAYUNA ROAD, LATHAM, NEW YORK, THEIR BID, AFTER PROPER ADVERTISEMENT
BEING LOWEST RESPONSIBLE LUMP SUM RECEIVED FOR TOTAL SUM OF \$12,750.; FURTHER AUTHORIZING
DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS
PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY HOUSING
COMMUNITY ACT-FOURTH YEAR FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

7-R-bb.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT FROM DIVISION OF DRUG ABUSE CONTROL OF
THE NEW JERSEY STATE DEPARTMENT OF HEALTH FOR PERIOD JUNE 25, 1978 TO NOVEMBER 13, 1978;
FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT AWARD IN SUM OF
\$366,300. FROM DIVISION OF DRUG ABUSE CONTROL OF NEW JERSEY STATE DEPARTMENT OF HEALTH
FOR PERIOD NOVEMBER 14, 1978 TO JUNE 24, 1979; (NATIONAL INSTITUTE OF DRUG ABUSE-\$305,250.,
NEW JERSEY STATE DEPARTMENT OF HEALTH-CASH-\$61,050., CITY OF NEWARK (IN-KIND MATCH)-
\$142,450.); DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK AND
PROVIDES ONLY FOR IN-KIND SERVICES TO SUPPORT THE PROGRAM'S ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION TRANSFERRING FUNDS FROM OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, MUNICIPAL COUNCIL, EQUIPMENT, OFFICE EQUIPMENT-\$1,000. TO OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, MUNICIPAL COUNCIL, SERVICES BY CONTRACT OR AGREEMENT, POSTAGE-\$225. AND CONFERENCE AND RELATED TRAVEL AND MEALS OUTSIDE THE CITY-\$775., TOTALLING \$1,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING MAYOR AND ACTING EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO SUBMIT AN APPLICATION FOR A SPECIAL INNOVATIVE GRANT IN AMOUNT OF \$250,000. UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN COMPLIANCE WITH APPROVED PROGRAM GUIDELINES; SAID GRANT APPLICATION WILL NOT REQUIRE THE EXPENDITURE OF ANY MUNICIPAL FUNDS. (IMPLEMENT A FEASIBILITY STUDY WHICH WOULD LOOK INTO THE POSSIBILITY OF CONVERTING THE TWO CLOSED BUILDINGS AT COLUMBUS HOMES INTO EITHER PUBLIC HOUSING FACILITIES FOR THE ELDERLY OR COOPERATIVE FACILITIES FOR THE ELDERLY; RESEARCH POSSIBILITY OF ATTRACTING COMMERCIAL ENTITIES INTO THE AREA)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Mayor's Policy and Development Office Acting Executive Director Wilbert Allen and Mayor's Policy and Development Office Program Management Officer Barry Washington to meet with the Municipal Council at their pre-meeting conference December 5, 1978 to discuss this matter, was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION AMENDING RESOLUTION 7-R-a, SEPTEMBER 11, 1978, AUTHORIZING THE MAYOR TO ENTER INTO A FISCAL YEAR 1979 GRANT AGREEMENT WITH U. S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION UNDER THE YOUTH EMPLOYMENT AND TRAINING PROGRAM (YETP), BY DELETING THE FIGURE "\$1,330,340.." WHEREVER IT APPEARS THEREIN AND SUBSTITUTING THEREFOR "\$1,343,144."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bf.

RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MODIFICATION 907 TO GRANT AGREEMENT 34-7106-21 WITH THE U. S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION, TO EXTEND CETA, TITLE II GRANT THROUGH MARCH 31, 1979, TO INCREASE FUNDING BY \$9,088,100. AND TO INCORPORATE NEW ASSURANCES; ALL FUNDS SHALL BE EXPENDED IN CONFORMANCE WITH TERMS OF SAID GRANT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bg.

RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MODIFICATION 910 GRANT AGREEMENT 34-7106-60 WITH THE U. S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION, TO EXTEND CETA, TITLE VI GRANT TO MARCH 31, 1979, TO INCREASE FUNDING BY \$15,031,368., AND TO INCLUDE NEW ASSURANCES; ALL FUNDS SHALL BE EXPENDED IN CONFORMANCE WITH TERMS OF SAID GRANT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

November 13, 1978

7-R-bh.

RESOLUTION AMENDING RESOLUTION 7-R-c, SEPTEMBER 11, 1978, AUTHORIZING THE MAYOR TO ENTER INTO A GRANT AGREEMENT WITH THE U. S. DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION UNDER TITLE I OF THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, BY DELETING FIGURE \$6,436,811." WHEREVER IT APPEARS AND SUBSTITUTING THEREFOR "\$6,557,173."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 MUNICIPAL BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I, \$6,557,173.; ITEM AVAILABLE FROM U. S. DEPARTMENT OF LABOR, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 MUNICIPAL BUDGET, SPECIAL ITEM OF APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE II, \$9,088,100.; ITEM AVAILABLE FROM U. S. DEPARTMENT OF LABOR, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE II.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 MUNICIPAL BUDGET, SPECIAL ITEM OF APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III, YOUTH EMPLOYMENT AND TRAINING PROGRAM, \$1,343,144.; ITEM AVAILABLE FROM U. S. DEPARTMENT OF LABOR, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE III, YOUTH EMPLOYMENT AND TRAINING PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 MUNICIPAL BUDGET, SPECIAL ITEM OF APPROPRIATION, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE VI, \$15,031,368.; ITEM AVAILABLE FROM U. S. DEPARTMENT OF LABOR, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE VI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AN AGREEMENT BETWEEN CITY OF NEWARK AND THE STATE OF NEW JERSEY DEPARTMENT OF DEFENSE AGREEING TO INDEMNIFY AND HOLD HARMLESS THE STATE OF NEW JERSEY DEPARTMENT OF DEFENSE FOR ALL ACTIVITIES ARISING UNDER THIS AGREEMENT ACCEPTING ASSISTANCE OF NEW JERSEY ARMY NATIONAL GUARD IN CLEARING LOTS AFTER DEMOLITION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING THE CENTRAL PLANNING BOARD TO CONDUCT A BLIGHT HEARING ON CITY BLOCK 4180, LOTS 1 AND 2, AS DESCRIBED IN RESOLUTION, PURSUANT TO CHAPTER 187 OF LAW OF 1949 OF NEW JERSEY (N.J.S.A. 40:55-21.1 ET SEQ.), AS AMENDED. (ST. MARY'S DEVELOPMENT PROJECT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.7-M-a.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE OWNER OF THE FOODTOWN ON ELIZABETH AVENUE AND EXPRESS THE OPPOSITION OF THE MUNICIPAL COUNCIL TO THE PROPOSED MOVE OF THAT STORE, THE SECOND SUCH MOVE IN THE EAST WARD OF THE CITY OF NEWARK; FURTHER REQUESTING THAT THE ELIZABETH AVENUE FOODTOWN REMAIN AT THAT LOCATION TO SERVICE RESIDENTS OF THE AREA BUT REQUESTING THE OWNERS TO IMPROVE CLEANLINESS IN THE FACILITY, was made by Councilman Tucker, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO OFFICIALLY REQUEST THE PRESIDENT AND MEMBERS OF CONGRESS TO MAKE PROVISION FOR THE CONTINUATION OF "ANTI-RECESSION" AID TO THE NATION'S CITIES AT ITS CURRENT FUNDING LEVEL, ESPECIALLY THE CITY OF NEWARK, IN ORDER TO CONTINUE THE VITAL SERVICES WHICH THIS AID PROVIDES FUNDING FOR, INCLUDING POLICE, FIRE AND OTHER SECURITY SERVICES, AND IN ORDER THAT AN IMPENDING LAYOFF WILL NOT BE NECESSARY; FURTHER TO OFFICIALLY REQUEST THE GOVERNOR AND MEMBERS OF THE LEGISLATURE TO WAIVE THE 5% CAP LIMITATION AS IT RELATES TO PERSONNEL FUNDED THROUGH FEDERAL "ANTI-RECESSION" AID, TO ALLOW THE CITY TO USE ITS CASH RESERVES TO CONTINUE THE VITAL SERVICES WHICH THIS AID PROVIDES FUNDING FOR, INCLUDING POLICE, FIRE AND OTHER SECURITY SERVICES, SO THAT AN IMPENDING LAYOFF WILL NOT BE NECESSARY; THE COUNCIL WOULD BE HAPPY TO MEET WITH THE APPROPRIATE GOVERNMENT OFFICIALS AS NECESSARY, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED NOVEMBER 1, 1978, NOMINATING MR. JULIO M. FUENTES, 220 NEWARK AVENUE, JERSEY CITY, NEW JERSEY, AS JUDGE OF THE MUNICIPAL COURT OF THE CITY OF NEWARK, FOR A TERM EXPIRING JUNE 20, 1981; REPLACING JUDGE R. MARTIN OLIVERAS WHOSE TERM EXPIRED JUNE 20, 1978.

(Copy of communication submitted to each Member of the Council)

(Mr. Fuentes met with the Council November 13, 1978)

A motion to confirm the nomination of Mr. Julio M. Fuentes as Judge of the Municipal Court of the City of Newark, for a term expiring June 20, 1981, was made by Councilman Grant, seconded by Councilman James.

Councilman Martinez said he met Mr. Fuentes yesterday for the first time and he made a great impression. Mr. Fuentes is a resident of North Bergen and practices law in Jersey City. However, he indicated he was so interested in Newark that he was going to purchase a home and reside in Newark in the very near future. Councilman Martinez felt of the 50,000 Hispanics in Newark, there is no question in his mind that they could find people within their own community that could hold a position such as this, or any other position that would be brought forth on behalf of the Hispanic community. He knows Mr. Fuentes will do a fine job, but he would hope in the future their lobbying efforts would be to take someone within their community for such a responsible position.

Councilman Grant stated it is refreshing to know that in the midst of a layoff chaos, there is one refreshing note, that the Administration had the foresight, the conviction of purpose, to name a gentleman of Mr. Fuentes' background. He has had an opportunity to do some research on the gentleman and finds him not only qualified, but capable and able to carry on the job as a Municipal Judge. Councilman Grant commended the Administration for making this choice.

Councilman Tucker noted one of the points he made in the past was not voting for Judges who do not reside in the City of Newark. Based on the urging from representatives of the Spanish speaking community, and the representation made by Mr. Fuentes at the pre-meeting conference today, he will move affirmatively on the confirmation. Councilman Tucker strongly indicated he really believes they should have representatives from any community seeking high positions in the City of Newark reside in the City of Newark.

Councilman James agreed with Councilmen Martinez and Tucker that in the City of Newark they certainly need to produce role models and reach out for individuals in the community to give hope for those who reside in the City. He, too, will go along with Mr. Fuentes' statement indicating a strong desire to relocate in the City of Newark. Mr. Fuentes came highly recommended by the Hispanic community. Councilman James said he personally advised Mr. Fuentes that although many individuals who have come before the Municipal Council and knowing the strong preference for Newark residents, have indicated to the Council they plan to move to Newark, purchase a home in Newark, plan to relocate their family in Newark, plan to select an apartment in Newark, to date none of them have seen fit to do so, which is insulting to this Council. If they went by the records, then they should not be supporting individuals who merely echo these remarks. Councilman

505

James added he would hope to accept Mr. Fuentes' remarks at the pre-meeting conference and is happy to second the motion.

Councilman Carrino felt the Council should place the responsibility on the backs of the Hispanic leaders and make sure Mr. Fuentes moves into Newark as soon as possible.

President Harris: Will the Council confirm the nomination?

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The nomination is confirmed.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 2, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-j) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE PRINCIPAL ARCHITECTURAL DRAFTSMAN)"

(Principal Architectural Draftsman \$10,547. - \$12,819.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject this ordinance was made by Councilman Tucker, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Bottone.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 2, 1978, ENCLOSING PROPOSED "ORDINANCE TO ESTABLISH LICENSING REQUIREMENTS FOR METAL PROCESSORS AND FEES THEREFOR." (\$150. PER ANNUM)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 6, 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from October 25, 1978 to November 3, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Newark Lodge 237 LOOM	7589 (Amended)
Parents Association St. Lucy's School	7707 (Amended)
Alanon Association, Inc.	7740 (Amended)
Rosary Altar Society - Sacred Heart Church, Vailsburg	7761 (Amended)
The Most Worshipful Prince Hall Grand Lodge of the State of New Jersey, FNAM	7777 (Amended)
Sherman Community Center	7812
Blessed Sacrament Home School Association	7813

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Michael's Holy Name Society	7808
Ladies Auxiliary of Club Espana	7809
Church of Our Lady of Good Counsel	7810
Clinton Memorial A.M.E. Zion Church	7811
St. Columba's Church	7814
Rosary Altar Society - St. John's Ukrainian Catholic Church	7815
Rosary Altar Society - St. John's Ukrainian Catholic Church	7816
Church of Our Lady of Good Counsel	7817

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

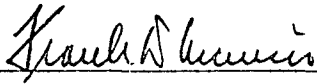
Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ADJOURNMENT.12.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 10:25 P. M.

APPROVED:

Frank D'Ascensio

City Clerk



Earl Harris

President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:00 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 15, 1978, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated November 15, 1978 from Acting Mayor, Milton A. Buck, requesting a special meeting of the Municipal Council, at 2:30 P. M., Friday, November 17, 1978, or soon thereafter as the Council can convene to consider Resolutions authorizing settlement of Board of Education Budget appeal and appropriation of funds necessary for such settlement and Resolutions authorizing the Mayor to enter into a contract with Superior Officers Association pursuant to the arbitrator's award and transfer of moneys to fund such contract; ordinance submitted for communication and first reading establishing salaries pursuant to the contract with SOA.

The City Clerk further read letter dated November 17, 1978, from His Honor, Mayor Kenneth A. Gibson, to include the following items for consideration at the special meeting of Friday, November 17, 1978: 1) Resolution and agreement to enter into contract with Newark Police Identification Officers Association, together with Ordinance, for first reading, adjusting salaries in accordance with the contract; 2) Resolution and Agreement to enter into contract with Firemen's Mutual Benevolent Association, Local #4, as per arbitrator's award, and Ordinance to adjust salaries in accordance with the contract and 3) External Transfer Resolution #20 in the amount of \$44,250. to provide for holiday pay due to labor contract with Superior Officers Association.

November 17, 1978

President Harris stated that the only matters to be considered at this special meeting will be to authorize execution of agreements for Superior Officers' Association, Newark Police Identification Officers Association, Firemen's Mutual Benevolent Association, Local #4 and ordinances in conjunction therewith. The matter of the Board of Education will not be considered since legislation has not been submitted to the Council.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT ON BEHALF OF THE CITY OF NEWARK, WITH THE SUPERIOR OFFICERS' ASSOCIATION, INC.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

7-R-b.

RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE AGREEMENT TO LABOR AGREEMENT ON BEHALF OF THE CITY OF NEWARK, WITH THE SUPERIOR IDENTIFICATION OFFICERS' ASSOCIATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

7-R-c.

RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT ON BEHALF OF CITY OF NEWARK WITH THE NEWARK FIREMEN'S MUTUAL BENEVOLENT ASSOCIATION LOCAL NO. 4.

(copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

7-R-d.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, MUNICIPAL SALARY INCREASES-\$44,250. TO POLICE DEPARTMENT, ALLOWANCES-\$44,250.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Böttone, Grant, James, Martinez, Tucker, President Harris.

7-R-e.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED PURPOSES, SALARIES AND WAGES, MUNICIPAL INCREASES-\$302,064. TO DEPARTMENT OF POLICE, DIVISION OF POLICE, SALARIES AND WAGES (VARIOUS SUPERIOR OFFICERS)-\$180,819., OTHER SALARIES AND WAGES-\$121,245., TOTAL-\$302,064.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

ORDINANCES ON FIRST READING.

6-F-a.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER ARBITRATOR'S DECISION AND AMENDMENT OF CONTRACT AGREEMENT WITH THE NEWARK POLICE SUPERIOR OFFICERS ASSOCIATION)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 6, 1978.

6-F-b.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE PROVIDING FOR ANNUAL EQUIPMENT AND CLOTHING ALLOWANCE FOR UNIFORM AND CIVILIAN MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK," ADOPTED MARCH 20, 1963 AS AMENDED AND SUPPLEMENTED. (TO ADJUST ANNUAL EQUIPMENT AND CLOTHING ALLOWANCE AS PER ARBITRATOR'S DECISION).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 6, 1978.

6-F-c.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICES AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER AMENDMENT TO CONTRACT WITH THE NEWARK POLICE SUPERIOR IDENTIFICATION OFFICERS ASSOCIATION).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 6, 1978.

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-bf) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARIES AS PER ARBITRATION AWARD)

(Copy of ordinance and correspondence submitted to each Member of the Council)

November 17, 1978

COR

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.

President Harris: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 6, 1978.

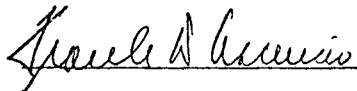
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Martinez, Tucker, President Harris.


This meeting adjourned at 3:10 P. M.

APPROVED:



Frank D' Ascensio

City Clerk



Earl Harris

President

Newark, New Jersey, November 22, 1978

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:10 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 21, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated November 21, 1978 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, at 10:00 A. M., Wednesday, November 22, 1978, or as soon thereafter as the Council can convene, to consider the proposed resolution authorizing settlement of the current appeal by the Newark Board of Education on their 1978-79 School Budget. November 22nd represents the last day the Municipal Council will have an opportunity to act on this matter prior to the Budget deadlines of the Commissioner of Education of the State of New Jersey.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING SETTLEMENT OF CURRENT APPEAL BY NEWARK BOARD OF EDUCATION ON THEIR 1978-1979 SCHOOL BUDGET IN AMOUNT OF \$3,000,000.; FURTHER CITY WILL APPROPRIATE AN ADDITIONAL AMOUNT OF \$4,600,000. TO FUND THE BOARD'S DEFICITS FOR YEARS 1976-77 AND 1977-78; FURTHER AUTHORIZING CORPORATION COUNSEL TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECT SETTLEMENT OF AFORESAID BUDGETARY MATTERS BETWEEN CITY OF NEWARK AND NEWARK BOARD OF EDUCATION, EXPRESSLY CONTINGENT UPON REVIEW AND EXECUTION BY CORPORATION COUNSEL OF ANY AND ALL DOCUMENTS HE DEEMS NECESSARY TO EFFECT TERMS OF THIS SETTLEMENT AND PROTECT INTERESTS OF CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

November 22, 1978

A motion to reject this resolution was made by President Harris, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, President Harris.

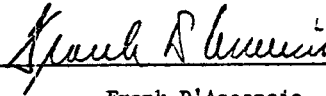
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani, President Harris.

This meeting adjourned at 2:15 P. M.

APPROVED:



Frank D'Ascensio

City Clerk



Earl Harris

President

Newark, New Jersey, December 6, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:50 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Mario Mucitelli, Our Lady of Perpetual Help Church.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council.

(Councilman Johnson arrived 1:52 P. M.)

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 29, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman Johnson arrived 1:52 P. M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The Acting City Clerk presented REPORT OF EMPLOYEES' RETIREMENT SYSTEM, FOR PERIOD ENDING DECEMBER 31, 1977, SUBMITTED BY SAMUEL KLEIN AND COMPANY, CERTIFIED PUBLIC ACCOUNTANTS.

(Copy submitted to each Member of the Council)

A motion that the Report of Employees' Retirement System be received and Staff study be made for report to the Council was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

December 6, 1978

4-b.

The Acting City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD OCTOBER 12, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-c.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD OCTOBER 18, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-d.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD OCTOBER 18, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-e.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD OCTOBER 19, 1978.

A motion that the Copy of Minutes be received was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-f.

The Acting City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF OCTOBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-g.

The Acting City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF

HEALTH AND WELFARE, FOR THE MONTH OF OCTOBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-h.

The Acting City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF OCTOBER, 1978.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-i.

The Acting City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF OCTOBER, 1978.

A motion to approve the Report of Contracts Awarded was made by President Harris, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-j.

The Acting City Clerk presented COPY OF INVESTMENT ACTIVITY REPORT, FOR PERIOD JULY 1, 1978 THROUGH SEPTEMBER 30, 1978, SUBMITTED BY DIRECTOR OF FINANCE JONES.

(Copy submitted to each Member of the Council)

The Acting City Clerk read the following Schedule of Investments for the period July 1, 1978 through September 30, 1978, submitted by Director of Finance Jones:

CITY OF NEWARK
TREASURY DIV
SHEET #1INVESTMENT ACTIVITY REPORT
7-1-78 THRU 9-30-78

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFEGEKEEPING
CURRENT	REPURCHASE	7/5/78	7/7/78	7.70%	5,500,000.00	2,950,000.00 US NOTES, 7.875% 11/15/82 2,400,000.00 US BONDS, 7.875% 11/15/2007 400,000.00 US BONDS, 7% 5/15/82	FIRST NATIONAL STATE 550 Broad St., NEW, NJ	SAME
		7/5/78	7/10/78	7.70%	6,000,000.00	4,100,000.00 US NOTES, 7.25% 8/15/84 1,120,000.00 GMA, 8.5% 12/15/2005 1,000,000.00 GMA, 8.5% 10/15/2003	FIRST NATIONAL STATE	SAME
		7/7/78	7/12/78	7.5%	5,500,000.00	1,835,000.00 US BONDS, 3.375% 8/15/2000 3,030,000.00 US NOTES, 7.875% 11/15/82 800,000.00 US NOTES, 7.625% 6/30/80	FIRST NATIONAL STATE	SAME

December 6, 1978

INVESTMENT ACTIVITY REPORT
7-1-78 THRU 9-30-78

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFETY/KEEPING
		7/10/78	7/11/78	7.5%	9,000,000.00	600,000.00 GNMA, 8% 12/15/2006 2,000,000.00 US BONDS, 8.25/78 600,000.00 GNMA, 8.25% 6/15/2006 800,000.00 8% 2/15/2007 1,500,000.00 GNMA, 8% 10/15/2006 3,000,000.00 GNMA, 8% 11/15/2006	FIRST NATIONAL STATE	SAME
		7/11/78	7/10/78	7.55%	9,000,000.00	214,000.00 GNMA 8% 1/15/2007 1,000,000.00 US BONDS, 5.875% 12/31/80 500,000.00 US BONDS, 7.875% 11/15/2007 250,000.00 US BONDS, 8.375% 6/15/2006 230,000.00 US BONDS, 3.5% 11/15/83 741,000.00 US BONDS, 7.25% 10/31/79 384,000.00 GNMA 8% 10/15/2006 214,000.00 GNMA 8% 1/15/2007 800,000.00 GNMA 8.25% 6/15/2006 129,000.00 FLB 6.8% 10/19/78 100,000.00 US BONDS, 7.875% 11/15/82 3,200,000.00 GNMA 8% 11/15/2006 800,000.00 GNMA 8% 2/15/2007 461,000.00 US BONDS, 7% 5/15/82	FIRST NATIONAL STATE	SAME
CURRENT	REPURCHASE	7/13/78	7/17/78	7.55%	9,000,000.00	3,000,000.00 GNMA, 8% 11/15/2006 612,000.00 US BONDS, 7.25% 8/15/84 741,000.00 US BONDS, 7.25% 10/31/79 804,000.00 GNMA 8% 2/15/2007 1,260,000.00 US BONDS, 8.375% 8/15/2000 800,000.00 GNMA, 8.25% 6/15/2006 505,000.00 US BONDS, 7.875% 11/15/2007 1,500,000.00 FINMA 8.4% 9/10/82	FIRST NATIONAL STATE	SAME
		7/17/78	7/20/78	7.55%	9,000,000.00	1,100,000.00 US BONDS, 7.625% 6/30/80 5,000,000.00 FINMA, 7/24/78	FIRST NATIONAL STATE	SAME
		7/20/78	7/24/78	7.40%	9,000,000.00	2,500,000.00 GNMA, 8.5% 1/15/2006 5,000,000.00 US BONDS, 7.875% 11/15/82 2,000,000.00 GNMA, 8.5% 10/15/2005	FIRST NATIONAL STATE	SAME
		7/24/78	7/25/78	7.5%	1,000,000.00	1,010,000.00 FCB, 8/7/78	FIRST NATIONAL STATE	SAME

December 6, 1978

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INVESTMENT ACTIVITY REPORT
7-1-78 THRU 9-30-78

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFECKEEPING
		7/25/78	7/27/78	7.5%	2,500,000.00	2,500,000.00 FED, 8/7/78	FIRST NATIONAL STATE	SAME
		7/27/78	7/31/78	7.5%	2,000,000.00	1,800,000.00 US NOTES, 7% 5/15/82 225,000.00 US NOTES, 7.125% 11/30/79	FIRST NATIONAL STATE	SAME
		8/2/78	8/3/78	7.5%	2,000,000.00	2,000,000.00 FED, DIS NOTES 8/4/78	FIRST NATIONAL STATE	SAME
		8/3/78	8/4/78	7.5%	5,000,000.00	5,100,000.00 US NOTES, 7.125% 11/15/80	FIRST NATIONAL STATE	SAME
		8/3/78	8/7/78	7.375%	3,000,000.00	3,060,000.00 US NOTES, 7.125% 11/15/80	FIRST NATIONAL STATE	SAME
		8/4/78	8/14/78	7.5%	4,000,000.00	200,000.00 GNMA 8.5, 8/15/2006 675,000.00 US BONDS, 8.375% 8/15/2000 600,000.00 US NOTES, 7.25% 10/31/79 1,500,000.00 FIMA, 8.1% 9/10/82 1,340,000.00 US NOTES, 7% 5/15/82 575,000.00 GNMA, 8.5% 10/15/82	FIRST NATIONAL STATE	SAME
		8/11/78	8/14/78	7.375%	7,000,000.00	2,150,000.00 US NOTES, 6.75% 8/15/80 500,000.00 US NOTES, 6.25% 11/15/79	FIRST NATIONAL STATE	SAME
CURRENT	REPURCHASE	8/11/78	8/15/78	7.5%	7,000,000.00	7,000,000.00 US NOTES, 7.5% 8/15/78	FIRST NATIONAL STATE	SAME
		8/14/78	8/15/78	7.55%	2,000,000.00	2,100,000.00 US NOTES, 7% 5/15/82	FIRST NATIONAL STATE	SAME
		8/14/78	8/21/78	7.55%	6,750,000.00	4,700,000.00 US NOTES, 6.25% 11/15/80 2,000,000.00 US NOTES, 5% 8/15/86	FIRST NATIONAL STATE	SAME
		8/21/78	8/23/78	7.55%	1,000,000.00	1,050,000.00 US NOTES, 6.25% 11/15/79	FIRST NATIONAL STATE	SAME
		8/21/78	8/29/78	7.55%	4,000,000.00	4,000,000.00 US BONDS, 7% 5/15/98	FIRST NATIONAL STATE	SAME
		8/23/78	8/25/78	7.60%	5,000,000.00	900,000.00 US NOTES, 8% 8/15/86 4,250,000.00 US NOTES, 6.25% 11/15/79	FIRST NATIONAL STATE	SAME
		8/25/78	9/5/78	7.60%	5,000,000.00	390,000.00 US NOTES, 7% 5/15/82 195,000.00 US BONDS, 8.375% 8/15/2000 180,000.00 US NOTES, 7.125% 11/15/80 2,500,000.00 US BONDS, 7% 5/15/88 1,910,000.00 US NOTES, 8% 8/15/86	FIRST NATIONAL STATE	SAME
	REPURCHASE	8/28/78	8/30/78	7.60%	3,000,000.00	3,000,000.00 US BONDS, 7% 5/15/98	FIRST NATIONAL STATE	SAME
		8/30/78	9/5/78	7.65%	3,800,000.00	3,800,000.00 FED, 9/5/78	FIRST NATIONAL STATE	SAME
		8/30/78	9/1/78	7.65%	3,000,000.00	3,000,000.00 US NOTES, 7.125% 11/15/80	FIRST NATIONAL STATE	SAME

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December 6, 1978

INVESTMENT ACTIVITY REPORT
7-1-78 Thru 9-30-78

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SALE/RECEIVING
		7/6/78	7/10/78	7.70%	3,500,000.00	2,000,000.00 US NOTES, 5.875% 12/31/80 240,000.00 GNMA, 8%, 8/15/2006 160,000.00 GNMA, 8%, 11/15/2006 100,000.00 GNMA, 8%, 12/15/2006 100,000.00 GNMA, 8%, 1/15/2007 110,000.00 GNMA, 8%, 2/15/2007 100,000.00 GNMA, 8.5%, 10/15/2005 110,000.00 GNMA, 9%, 12/15/2005 100,000.00 GNMA, 9%, 5/15/2005 650,000.00 US NOTES, 7.625% 6/30/80 125,000.00 US NOTES, 7.875% 11/15/82	FIRST NATIONAL STATE	SAME
CURRENT	REPURCHASE	9/5/78	9/7/78	7.80%	3,000,000.00	1,000,000.00 US NOTES, 7% 11/15/83 2,000,000.00 US NOTES, 7% 5/15/88	FIRST NATIONAL STATE 550 BROAD ST. N.Y., NJ	SAME
		9/7/78	9/11/78	7.80%	2,500,000.00	2,550,000.00 FIC 8 T. 95% 3/1/79	FIRST NATIONAL STATE	SAME
		9/11/78	9/18/78	7.80%	2,500,000.00	2,525,000.00 FIC 8 T. 95% 3/1/79	FIRST NATIONAL STATE	
		9/13/78	9/18/78	7.80%	6,000,000.00	6,100,000.00 US NOTES, 7% 5/15/82	FIRST NATIONAL STATE	
		9/15/78	9/18/78	7.80%	1,500,000.00	1,000,000.00 US NOTES, 8% 5/31/80 500,000.00 US BONDS 7.625%, 2/15/2007	FIRST NATIONAL STATE	
		9/18/78	9/25/78	8%	1,000,000.00	1,050,000.00 US NOTES, 5.25% 12/31/78	FIRST NATIONAL STATE	
		9/20/78	9/25/78	8%	100,000.00	205,000.00 GNMA, 8% 6/15/2006 230,000.00 GNMA, 8% 7/15/2006	FIRST NATIONAL STATE	
		9/21/78	9/22/78	8%	750,000.00	850,000.00 US BONDS, 8/21/79	FIRST NATIONAL STATE	
		9/21/78	9/25/78	8%	1,500,000.00	1,700,000.00 US BONDS 8/21/79	FIRST NATIONAL STATE	SAME
		9/25/78	9/26/78	8.25%	500,000.00	525,000.00 US NOTES, 8% 5/31/80	FIRST NATIONAL STATE	SAME
		9/25/78	9/27/78	8.25%	1,000,000.00	1,000,000.00 INTERNATIONAL BANKS, 7%, 5/1/82	MIDLANTIC NATIONAL 744 ARCAD ST., N.Y., NJ	SAME
		9/25/78	9/27/78	8.25%	1,500,000.00	1,600,000.00 US NOTES, 7% 11/15/83	FIRST NATIONAL STATE	SAME
		9/27/78	9/28/78	8%	1,500,000.00	1,500,000.00 US NOTES, 7% 11/15/83	FIRST NATIONAL STATE	SAME
		9/27/78	10/2/78	8.375%	1,000,000.00	1,000,000.00 INTERNATIONAL BANKS, 7%, 5/1/82	MIDLANTIC NATIONAL	SAME
		9/28/78	10/2/78	8.375%	1,500,000.00	1,625,000.00 US BONDS, 8/21/79	FIRST NATIONAL STATE	SAME

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INVESTMENT ACTIVITY REPORT
7-1-78 Thru 9-30-78

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FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFEGUARDING
REVENUE SHARING	REPURCHASE	7/11/78	7/24/78	7.55%	800,000.00	880,000.00 GNMA, 8% 10/15/2006	FIRST NATIONAL STATE	SAFE
		8/10/78	8/21/78	7.5%	1,600,000.00	100,000.00 US NOTES, 7.125% 11/30/79 640,000.00 US BONDS, 7.875% 11/15/2007 527,000.00 US BONDS, 8% 8/15/2001 990,000.00 US NOTES, 7% 5/15/82	FIRST NATIONAL STATE	SAFE
		8/21/78	9/5/78	7.60%	1,600,000.00	1,650,000.00 US NOTES, 7.125% 11/15/80	FIRST NATIONAL STATE	SAFE
		9/5/78	9/18/78	7.80%	1,570,000.00	1,600,000.00 US NOTES, 8% 5/31/80	FIRST NATIONAL STATE	SAFE
		9/18/78	10/2/78	8%	770,000.00	800,000.00 US NOTES, 5.25% 12/31/78	FIRST NATIONAL STATE	SAFE
ANTI POSESSION	REPURCHASE	7/10/78	7/24/78	7.5%	530,000.00	130,000.00 GNMA, 8% 6/15/2006 188,000.00 GNMA, 8.5% 12/15/2005 111,000.00 GNMA, 8.0% 7/15/2005 990,000.00 GNMA, 9% 6/15/2005	FIRST NATIONAL STATE	SAFE
		7/24/78	8/7/78	7.5%	530,000.00	575,000.00 GNMA, 8% 10/15/2006	FIRST NATIONAL STATE	SAFE
		7/26/78	8/4/78	7.5%	100,000.00	105,000.00 GNMA, 9% 12/15/2005	FIRST NATIONAL STATE	SAFE
		8/14/78	8/21/78	7.55%	700,000.00	820,000.00 US NOTES, 7.125%, 11/15/80	FIRST NATIONAL STATE	SAFE
		8/30/78	9/5/78	7.65%	670,000.00	700,000.00 GNMA, 9% 11/15/2005 600,000.00 GNMA, 9% 12/15/2004	FIRST NATIONAL STATE	SAFE
UNEMPLOY MENT TRUST FUND	REPURCHASE	7/10/78	7/12/78	7%	145,000.00	160,000.00 US NOTES, 8% 8/15/86	SECURITY NATIONAL FIRST HAILEY ST. NATIONAL STATE	
WATER UTILITY	REPURCHASE	7/5/78	7/10/78	7.70%	250,000.00	250,000.00 GNMA, 9% 7/15/2005	FIRST NATIONAL STATE	SAFE
		7/11/78	7/17/78	7.55%	250,000.00	275,000.00 GNMA, 8% 10/15/2006	FIRST NATIONAL STATE	SAFE
		7/13/78	7/17/78	7.55%	300,000.00	300,000.00 GNMA, 8.5% 12/15/2005	FIRST NATIONAL STATE	SAFE
		7/17/78	7/20/78	7.55%	100,000.00	110,000.00 GNMA, 8.5% 10/15/2005	FIRST NATIONAL STATE	SAFE
		7/17/78	7/24/78	7.55%	550,000.00	600,000.00 GNMA, 8% 2/15/2007	FIRST NATIONAL STATE	SAFE
		7/24/78	8/1/78	7.5%	550,000.00	550,000.00 GNMA, 8% 2/15/2007	FIRST NATIONAL STATE	SAFE
		8/1/78	8/4/78	7.5%	550,000.00	365,000.00 GNMA, 8% 8/15/2006 235,000.00 GNMA, 8% 6/15/2006	FIRST NATIONAL STATE	SAFE
		8/4/78	8/14/78	7.375%	400,000.00	440,000.00 GNMA, 8% 9/15/2006	FIRST NATIONAL STATE	SAFE
		8/14/78	8/21/78	7.55%	400,000.00	430,000.00 GNMA, 8% 10/15/2006	FIRST NATIONAL STATE	SAFE
		8/21/78	8/24/78	7.55%	200,000.00	215,000.00 US NOTES, 6.25% 11/15/79	FIRST NATIONAL STATE	SAFE

December 6, 1978

INVESTMENT ACTIVITY REPORT
7-1-78 thru 9-30-78

FUND	TYPE	DATE	MATURITY	RATE OF INTEREST	AMOUNT	DESCRIPTION	BANK/BROKER	SAFEGUARDING
WATER UTILITY		9/25/78	9/5/78	7.60%	500,000.00	100,000.00 GMA, 8% 12/15/2006 400,000.00 GMA, 8% 12/15/2006	FIRST NATIONAL STATE	SAME
		9/1/78	9/5/78	7.65%	200,000.00	200,000.00 GMA, 8% 10/15/2006	FIRST NATIONAL STATE	SAME
		9/14/78	9/18/78	7.80%	200,000.00	200,000.00 GMA, 8% 11/15/2006	FIRST NATIONAL STATE	SAME
		9/20/78	9/5/78	8%	400,000.00	400,000.00 GMA, 8.5% 2/15/2000	FIRST NATIONAL STATE	SAME
		9/25/78	10/2/78	8.25%	400,000.00	425,000.00 US NOTES, 8% 5/31/80	FIRST NATIONAL STATE	SAME

A motion that the Report of Investments be received was made by Councilman Bottone, seconded by President Harris and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-k.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/RAMAPO, HELD OCTOBER 18, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-l.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, FILTRATION PLANT, HELD OCTOBER 18, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

4-m.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, TWO BRIDGES, HELD OCTOBER 18, 1978.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Harris called for ordinances on first reading.

6-F-a.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln Park,

7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Bottone and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-b.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-c.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

December 6, 1978

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-d.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-e.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-f.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SAYBROOK PLACE AS A ONE-WAY STREET.

(Deleting Saybrook Place, Southbound, from Park Place to McCarter Highway

Adding Saybrook Place, Eastbound, from Park Place to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-g.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON GOBLE STREET.

(Goble Street, east side, beginning at a point 35 feet south of the southerly curblin of Murray Street, and extending 102 feet southerly therefrom. From 7:00 A. M. to 6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

December 6, 1978

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-h.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BRILL STREET.

(Brill Street, from Christie Street to Fleming Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Jares, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-i.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH NINTH STREET AS A ONE-WAY STREET.

(North Ninth Street, Southbound, from Delavan Avenue to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-j.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE

December 6, 1978

INTERSECTION OF RAYMOND PLAZA EAST AND RAYMOND BOULEVARD.

(Intersection of Raymond Plaza East and Raymond Boulevard

Right Turn Prohibition - East on Raymond Boulevard to north on Raymond
Plaza East)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman
Martinez, seconded by Councilman Tucker and declared adopted by President Harris by
the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance
is declared adopted on first reading and the Acting City Clerk is hereby authorized
and directed to advertise said ordinance and give public notice of its introduction and
passage on first reading as provided by law. This ordinance will come up for a public
hearing and be considered for further action on December 20, 1978.

6-F-k.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED
PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE
CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES
ON GROVE STREET.

(Grove Street, west side, beginning at a point 216 feet south of the southerly
curbline of Ruth Street and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of
Transportation, Division of Traffic Engineering was made by Councilman Tucker,
seconded by Councilman Martinez and declared adopted by President Harris by the
following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

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6-F-1.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET.

(Custer Avenue, from Elizabeth Avenue to Osborne Terrace

South 17th Street, from Clinton Avenue to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-m.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH 18TH STREET AND SOUTH 19TH STREET AS ONE-WAY STREETS.

(South 18th Street, Southbound, from 11th Avenue to Clinton Avenue

South 19th Street, Northbound, from 11th Avenue to Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Johnson, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 20, 1978.

6-F-n.

The Acting City Clerk read AN ORDINANCE TO ESTABLISH LICENSING REQUIREMENTS FOR METAL PROCESSORS AND FEES THEREFOR. (\$150. PER ANNUM)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 20, 1978.

A motion to consider Item 8-g, on Ordinances for First Reading, was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-o.

The Acting City Clerk read AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, REAPPROPRIATING CERTAIN MONEYS, INCLUDING BOND PROCEEDS NOT NEEDED FOR PURPOSES FOR WHICH SUCH BONDS WERE ISSUED, TO CAPITAL SURPLUS FUND AND TO OTHER PURPOSES FOR WHICH BONDS WERE AUTHORIZED BUT NOT ISSUED, PROVIDING FOR THE CANCELLATION OF CERTAIN PRIOR APPROPRIATIONS AND AMENDING NUMEROUS ORDINANCES OF THE CITY TO ACCOMPLISH SAME.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Harris, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction

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and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 20, 1978.

A motion to consider Item 8-n, on Ordinances for First Reading, was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-F-p.

The Acting City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING THE POSITION OF SCHOOL TRAFFIC GUARD (PART TIME) IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR" (6-S & F-bk) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO (TO ADJUST SALARIES)

(School Traffic Guard

During first year of service	\$3.35 per hour
During second year of service	4.02 per hour
During third year of service	4.68 per hour
During fourth year of service	5.36 per hour)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 20, 1978.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Harris called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for

public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON DOWNING STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces of Title 23, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

DOWNING STREET:

South side, beginning at a point 155 feet east of the easterly curblin of Jefferson Street and extending 25 feet easterly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF NICHOLSON STREET, AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 40 FEET IN WIDTH AND EXTENDING FROM WILLIAM STREET TO VACATED AUGUSTA STREET.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

Section 1. That all that portion, part and parcel of Nicholson Street, as laid out 40 feet in width, extending from William Street to vacated Augusta Street which appears on a map on file in the Office of the Director of Engineering, Department of Engineering, known and designated as Map No. 1732-V, dated July 27, 1978, is hereby vacated as a public street or highway, pursuant to the provisions of N.J.S.A. 40:67-1(b).

Section 2. A copy of the aforesaid Map No. 1732-V, dated July 27, 1978 is hereto attached and made a part hereof and a copy of same map is on file in the Office of the Director of Engineering.

Section 3. This Ordinance shall take effect upon adoption and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 2, ARTICLE 6, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1959.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Chapter 2, Article 6 (Board of Alcoholic Beverage Control) of the Revised Ordinances of the City of Newark, New Jersey is hereby amended to read as follows:

Article 6. BOARD OF ALCOHOLIC BEVERAGE CONTROL

2:2-17. Board continued.

The board of alcoholic beverage control of the city as heretofore established pursuant to charter (R.S. Cum. Supp. 40:69A-43 as amended) is hereby continued. [R.O. 1959 Cum. Supp., §2.44]

2:2-17.1 Compensation.

Each member of the Board of Alcoholic Beverage Control shall be compensated at the following rate and in the following manner: Twenty-five hundred dollars per year payable in four (4) quarterly installments, except that said compensation shall be based upon the number of meetings of the Board attended by each member of the Board in proportion to the number of meetings held by the Board during each quarter.

2:2-18. Powers and functions.

The board of alcoholic beverage control shall have and exercise all the powers conferred upon, and the duties and functions prescribed for, municipal boards of alcoholic beverage control under Title 33 of the Revised Statutes of New Jersey as amended and supplemented. (R.O. 1959 Cum. Supp., §2.44)

Section 2. Any prior ordinance inconsistent with the above is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard..

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING "BOND ORDINANCE APPROPRIATING \$1,175,098. AND AUTHORIZING THE ISSUANCE OF \$1,175,098. BONDS OR NOTES OF THE CITY FOR VARIOUS CAPITAL IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY," FINALLY ADOPTED NOVEMBER 14, 1977 AND AMENDED JULY 12, 1978.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section One. Section 3 of the bond ordinance entitled "Bond Ordinance Appropriating \$1,175,098 and Authorizing the Issuance of \$1,175,098 Bonds or Notes of the City for Various Capital Improvements or Purposes Authorized to be Undertaken by the City of Newark, in the County of Essex, New Jersey," finally adopted November 14, 1977 and amended July 12, 1978, is hereby amended to read as follows:

"Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation for and estimated cost of each purpose, the estimated maximum amount of bonds or notes to be issued for each purpose, and the period of usefulness of each purpose, are respectively as follows:

<u>Improvement or Purpose</u>	<u>Project Number</u>	<u>Appropri- ation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
Substantial exterior reconstruction and window improvements at City Hall	09-77	\$100,000	\$100,000	40
Substantial reconstruction of various firehouses in the City including 241-243 High Street, 65 Congress Street, 344-346 Springfield Avenue, West Market and Hudson Streets, 296 Ferry Street, 195-199 Summer Avenue, 69-71 Vesey Street, 269-271 Park Avenue, 84-86 Clinton Place, 526-528 Frelinghuysen Avenue, 420-438 Sanford Avenue, 1028-1030 Bergen Street, Port Street and Doremus Avenue, 12-19 Prince Street, 56 Prospect Street, 44 Mt. Prospect Avenue, Bureau of Combustibles-Police Academy, the fire alarm and construction maintenance facility at 39 Center Street, and 395-399 Avon Avenue; completion of the reconstruction of 213-217 Belmont Avenue; substantial reconstruction of the interior and apparatus room at 296 Ferry Street; and the relocation of fuel pumps at various fire facilities	11-77	\$210,000	\$210,000	15

<u>Improvement or Purpose</u>	<u>Project Number</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
Continuation of the acquisition and installation of remote water meter reading devices	12-77	\$150,000	\$150,000	10
Substantial reconstruction of the entrance and exit ramps and retaining walls, the replacement of intake and exhaust fan motors and the boiler at Military Park Garage	13-77	\$100,000	\$100,000	10
Acquisition of heavy duty vehicles for the Department of Public Works, including (1) five ton wrecker, (1) fifty ton wrecker, (5) motor brooms, (9) refuse collection trucks, (4) salt spreaders, (1) one and one-half yard dump truck, (1) three-quarter ton truck, and (1) sidewalk motor broom	14-77	\$ 615,098	\$ 615,098	5
		<u>\$1,175,098</u>	<u>\$1,175,098</u>	

Section Two. This amending ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the Local Finance Board has approved the ordinance in accordance with the covenants entered into under the Municipal Qualified Bond Program.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance

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having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 3, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (HOURS OF BURNING REFUSE IN INCINERATORS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 3, Chapter 1, Section 21 of the Revised Ordinances of the City of Newark, New Jersey be and the same is hereby amended to read in its entirety as follows:

3:1-21. Hours of burning refuse.

The burning of materials in refuse burning equipment shall be limited to the hours between 7:00 a.m. and 5:00 p.m. of the same day; provided that in the case of residential structures, the burning of said materials shall be limited to the hours between 7:00 a.m. and 8:00 p.m. of the same day. At or before 5:00 p.m. of each day, or 8:00 p.m. in the case of residential structures, on which the refuse burning equipment shall be in use and operation, the fire in the refuse burning equipment shall be completely extinguished, and the materials in the firebox shall be removed immediately thereafter.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER ARBITRATOR'S DECISION AND AMENDMENT OF CONTRACT AGREEMENT WITH THE NEWARK POLICE SUPERIOR OFFICERS ASSOCIATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6S&Fy) adopted November 22, 1966 as amended and supplemented be amended to adjust the salaries as per contract agreement to be effective January 1, 1978, as follows, to wit:

<u>POSITIONS</u>	<u>NUMBER OF POSITIONS</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>MIDDLE STEP</u>	<u>ANNUAL MAXIMUM SALARY</u>
Police Chief 340010	1	\$31,421	\$31,421	\$31,421
Deputy Police Chief 340030	13	24,687	25,431	26,182
Police Inspector 999078	13	22,441	23,188	23,934
Police Captain 340070	30	20,196	20,945	21,692
Police Lieutenant 340110	125	17,951	18,701	19,447
Police Sergeant 343130	132	16,457	16,979	17,501
Legal Analyst 301165	1	22,442	22,442	22,442

Section 2. The salaries hereinabove established shall be effective as of January 1, 1978.

Section 3. All prior ordinances or parts of prior ordinances which relate to the above positions titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE PROVIDING FOR ANNUAL EQUIPMENT AND CLOTHING ALLOWANCE FOR UNIFORM AND CIVILIAN MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK," ADOPTED MARCH 20, 1963 AS AMENDED AND SUPPLEMENTED. (TO ADJUST ANNUAL EQUIPMENT AND CLOTHING ALLOWANCE AS PER ARBITRATOR'S DECISION).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance providing for annual equipment and clothing allowance for uniformed and civilian members of the Police Department of the City of Newark," adopted March 20, 1963 as amended and supplemented, be and the same is hereby amended as follows:

Section 1. Effective from January 1, 1978 to December 31, 1978 and payable on the first (1st) Friday in December which is not a regular pay day, a yearly \$500.00 equipment and clothing allowance shall be paid to the following members of the Police Department from January 1 to December 31 of the 1978 calendar year:

- Deputy Police Chief
- Police Inspector
- Police Captain
- Police Lieutenant
- Police Sergeant
- Legal Analyst
- Chief Identification Officer
- Assistant Chief Identification Officer
- Coordinator of Criminal Reports
- Chief Police Telephone and Teletype Operator
- Civilian Activities Coordinator
- Supervisor of Tabulating Machine Operations
- Assistant Supervisor of Tabulating Machine Operations

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The \$350.00 annual allowance shall continue in full force for other uniformed and non-uniformed employees of the Police Department as well as the conditions of payment as noted in Section 2 (Sections 2, 3, and 4) of amended ordinance (6S&FJ) adopted November 20, 1974.

Section 2. That Section 2, 3, and 4 of the aforesaid ordinance be and the same is hereby amended as follows:

Section 2. On December 31 of each calendar year, members of the Police Department, mentioned in Section 1, who have been appointed to said Police Department on a date subsequent to January 1, and who have served in said Police Department up to and including December 31, shall receive a pro rata share of the effective \$500.00, as applicable Equipment and Clothing Allowance from date of said appointment to December 31.

Section 3. Members of the Police Department, mentioned in Section 1, who have served in said Police Department from January 1 of a calendar year and whose services terminated prior to December 31 of a calendar year, shall receive a pro rata share of the yearly applicable Equipment and Clothing Allowance from said January 1 to date of service termination. Such pro rata share shall be paid on the service termination date and in accordance with established payroll procedure.

Section 4. Members of the Police Department, mentioned in Section 1, who have been appointed to said Police Department subsequent to January 1 of the calendar year and whose services terminated prior to December 31 of said calendar year, shall receive a pro rata share of the applicable yearly Equipment and Clothing Allowance from date of appointment to date of service termination. Such pro rata share shall be paid on the service termination date and in accordance with established payroll procedure.

Section 3. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-h.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER AMENDMENT TO CONTRACT AGREEMENT WITH THE NEWARK POLICE SUPERIOR IDENTIFICATION OFFICERS ASSOCIATION).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6S&Fy) adopted November 22, 1966 as amended and supplemented be amended to adjust the salaries as per contract agreement to be effective January 1, 1978, as follows, to wit:

<u>POSITIONS</u>	<u>NUMBER OF POSITIONS</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>MIDDLE STEP</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Identification Officer 343050	1	\$ 22,441	\$23,188	\$23,934
Assistant Chief Identification Officer 343060	9	17,951	18,701	19,447
Coordinator of Criminal Reports 999117	1	17,951	18,701	19,447
Chief Police Telephone Teletype Operator 999233	1	17,951	18,701	19,447
Civilian Activities Coordinator 999005	1	17,951	18,701	19,447
Supervisor of Tabulating Machine Operations 685010	1	17,951	18,701	19,447
Assistant Supervisor of Tabulating Machine 999470	1	16,457	16,979	17,501

Section 2. The salaries hereinabove established shall be effective as of January 1, 1978.

Section 3. All prior ordinances or parts of prior ordinances which relate to the above positions titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-bf) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARIES AS PER ARBITRATION AWARD)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey (6S&bf) adopted November 22, 1966, effective January 1, 1978, as follows, to wit:

<u>POSITIONS</u>	<u>NUMBER OF POSITIONS</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>MIDDLE STEP</u>	<u>ANNUAL MAXIMUM SALARY</u>
Firefighter 350140	811	\$ 14,700	\$15,351	\$ 16,010
Salvage man 999207	5	14,700	15,351	16,010
Fire Alarm Operator 632080	15	14,700	15,351	16,010
Lineman 033250	13	14,700	15,351	16,010

Section 2. The salaries hereinabove shall be effective January 1, 1978.

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment number of positions, annual minimum and maximum salary therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

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Section 4. This ordinance shall take effect upon final passage and publication.

President Harris called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

President Harris: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Harris called for Ordinances on second reading and final passage.

6-S & F-j.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This amendment would allow the Rent Control Board to grant reductions in rent to reflect decreases in essential services)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance was made by Councilwoman Villani, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

HEARINGS OF CITIZENS.

6-HC-a.

MR. NICHOLAS G. DE BENEDETTO, 89 OAKLAND TERRACE, NEWARK, NEW JERSEY, addressed the Municipal Council pointing out that he is a 17 year employee of the City of Newark, 12 years with the Newark Water Department and 5 years in his present position which is being abolished, Air Pollution Division. The speaker pointed out various

Departments have created new positions. He questioned what is the formula for choosing who is to go in the City of Newark when it comes to a lay off. He cannot understand how they can find this kind of money to create new jobs and lay off career people.

6-HC-b.

MR. DAVID CAMPBELL, 1060 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council opposing any of the lay offs because that creates more unemployment and more City expense. He felt there is one department that is getting a big cut and that is the Police Department. He thought they did some things which did not show intelligence. The speaker felt the statement made by the representatives of the Police Union with respect to vandalism was in poor taste. Anybody coming into the City from the South Broad Street and see the conditions, they would turn around and go back. It is filthy. The speaker cited the fact there are dope peddlers peddling dope and prostitutes plying their trade openly and felt that ought to be stopped. He requested the Municipal Council to do something about these matters.

The speaker further urged the Council not to approve the resolution, which is on this calendar, with respect to hiring Mr. Notte as a consultant for the City of Newark.

Councilman Martinez indicated he would like to respond to the speaker. Some of the remarks he made were accurate, some inaccurate. With respect to a police official making a statement that there was justification with respect to the damage of police vehicles and they know the statement and who the official was. No one made mention of the statement made by representative of the Police Department where he indicated "you show me the evidence, we will arrest the policemen ourselves". No one ever brings that statement forth, they only bring the derogatory statements. You talk about lack of security in the South Broad Street area, what do you think it is going to look like when 225 men go. You talk about drag racing, he knows he called the police for Mr. Campbell in his behalf, if we don't have the manpower now, we certainly are not going to have it a year from now, two months from now, a month from now, if the Mayor gets his choice. You are talking about no security in the South Broad Street area, when the Police Director came in he eliminated the Vice Squad, that eliminated your prostitution arrests, he eliminated the Tactic Squad, which was doing the prostitution and drug arrests. He has taken money from the Police Department over a million and a half in 1977 and gave it to other Departments where this Council has put the money in. Most of the speakers statements should be made on the second floor, to the Mayor's Office and the Police Director because it seems no matter what

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this body does, it becomes very frustrating. When you can take all of these transfers which the Police Director made in 1977 we would have had, what we looked for, a total of 1,500 policemen in the City and not 800 as the Mayor is looking for. Nobody can say that this is not done by choice because here in July, 1977-1978 the Mayor indicated he would fire 200 cops in the City of Newark. We hope that the speakers support, his statements are made to the second floor, the man who hires and fires in the City of Newark and not this body.

6-HC-c.

MRS. LUCILLE PETERSON, 122 LUDLOW STREET, NEWARK, NEW JERSEY, addressed the Municipal Council pointing out that all the senior citizens do not live in public housing and when they heard Administration was contemplating hiring Mr. Notte as a consultant, a man who never came to see the seniors, when he was the Executive Director of Newark Housing Authority, he indicated he did not have time. The speaker felt the money they are appropriating to Mr. Notte should be given to the Police Department so they will be around to help the people. She urged the Council to reject the appointment of Mr. Notte as a consultant to the City.

6-HC-d.

MRS. HELEN H. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council indicating that they had asked for more policemen to be put on the street and now Administration is cutting them, instead of increasing, cutting Recreation Programs and the Drug Program. The police will be taken off the streets and youths sent into the street and what a hazard that will be to the people. She pointed out the people of the City pay for services and they do not receive them.

The speaker pointed out that the Police Department is disbanding the Mounted Squad and suggested that a complete set of equipment be presented to the Police Museum and one set to the Newark Museum because this is part of the history of Newark.

Councilman Carrino requested the Acting City Clerk to communicate with Police Director Williams regarding the uniforms and equipment which were used by the Mounted Squad of the Newark Police Department suggesting they be sent to the Police Museum and the Newark Museum for preservation as part of an era in Newark's police history.

6-HC-e.

MR. RICHARD DOWLING, SR., 166 ELWOOD AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the lay off of policemen. If they are laid off as planned, we will be ungovernable by anyone. He pointed out that the City must produce to live. Produce police protection, fire protection, produce a better education for all of our children and produce no more tax abatement.

The speaker pointed out that the first federal monies have been taken away from us and we are falling apart at the seams. If any more money is withdrawn

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and the police have been let go in greater numbers, what do we do, raise the taxes. He believes it is time for all the people in Newark to band together and convince the Mayor that this is the City of Newark, not the kingdom of Gibson. He was elected to lead the people and not rule us.

The speaker said they intend to ask for answers. The people cannot continue to pay fat cat carpetbaggers programs who run from City to City milking the federal programs and leaving the poor, not only the poor, but discontented with their own people as well.

A motion to permit Mr. Victor DeLuca to be heard on "Hearings of Citizens" was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

6-HC-f.

MR. VICTOR DE LUCA, 38 MAIN STREET, NEWARK, NEW JERSEY, represented the Ironbound Community Corporation. The speaker stated they are very concerned about the recent announcement of the cut in City services. Their corporation has been working to improve the Ironbound area for the past 9 years. It seems to them that cutbacks always affect our children, health education and recreational services are vital to the growth of our children. We cannot afford to make these cuts now and pay for them later. Their organization is willing to lend a hand for the struggle. They are willing to join efforts to keep the services available now and in the future.

The speaker read letters from 2 students in the Ironbound Schools, grades 3rd, 4th, 5th, 6th, 7th and 8th with respect to cutbacks, how they saw them.

President Harris stated the youngsters are not aware that it is a crime under the State Statute, if the Municipal Council were to spend over their budget. There is a history where they indicted a full Council in one of the Central Communities who had overspent their budget and they were penalized. He can assure him this body, nor Administration has never gone over their budget. Other branches of government have, specifically the Board of Education, but that is another story.

Councilman Martinez invited the speaker to the Ironbound Recreational Center, December 11, 1978 at 8:00 P. M. They have a positive plan for the East Ward and what they intend to do if any cuts are made. He hopes the speaker and other representatives of the community will be there.

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Councilman Carrino said that several speakers today hit upon the major problems the City of Newark is facing right now and that is the diminishing of the tax base in the City of Newark. He is going to say something here that some people are not going to like and it has to be said as we as Councilman can not fool everybody here and the Mayor has to realize that this has to be a cooperative effort between Administration and the Council. There is no doubt in his mind, and he is sure there is no doubt in any of their minds that there are going to be lay-offs December 31st. The problem he sees is that the Mayor has decided on his set of priorities and the Council representing the same people, who put him in office, have to decide on their set of priorities. We as the City have a basic obligation to provide basic services to people. Those basic services are education, police, fire and sanitation. If there are going to be any lay-offs, in his mind, no lay-offs should come from any of those four areas. Whatever programs we have had or developed in the last 6, 7 or 10 years, that are not within the realms of those basic services are going to have to come from another pot of money, be it the federal programs or what. It is going to be our obligation as a Council to make sure those four basic services never get touched again, no matter how much federal money we lose. Whatever federal monies we are going to get in the future, will go towards a program that we can eliminate in six months if we have to or terminate for a year if they have to. Those four basic services must be maintained and if the Mayor feels we do not have to maintain those services that is going to be up to the Council and to the citizens of Newark to make sure they get that message across to him because if people cannot be safe in the streets, or people are going to die burning or if we are going to have garbage in the streets or kids can't read, then we are not fulfilling our basic obligations as elected officials. Everything else, and there are going to be people sitting here who are involved in other areas, everything else, if it has to go, it will go. Those services are going to be maintained and everybody be made aware of that factor that this City has to be safe and clean before we have to worry about any other programs.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 20,216 COBBLESTONES (APPROXIMATELY), DEPARTMENT OF PUBLIC WORKS AND ONE OBSOLETE AUTOCLAVE, HEALTH DIVISION (DENTAL), PURSUANT TO LOCAL PUBLIC CON-TRACTS LAW N.J.S.A. 40A:11-36.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE AND DELIVER A CHECK IN AMOUNT OF \$50,000. TO EVANS-ARISTOCRAT INDUSTRIES, INC., AND HELLRING, LINDEMAN & SIEGELS, ESQS., ITS ATTORNEYS, 11 COMMERCE STREET, NEWARK, UPON RECEIPT OF A GENERAL RELEASE, RESOLUTION OF BOARD OF DIRECTORS AND A STIPULATION OF DISMISSAL, IN FULL AND COMPLETE SETTLEMENT OF CLAIM FOR DAMAGES CAUSED BY FLOODING OF ITS PLANT TO A LEVEL OF SEVERAL FEET CAUSING DAMAGE AND DESTRUCTION OF LEATHER GOODS IN VARIOUS STAGES OF MANUFACTURE, INTERRUPTION IN OPERATION OF ITS BUSINESS, AND CONSTITUTED A THREAT TO SAFETY, HEALTH AND WELFARE OF ITS EMPLOYEES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-c.

RESOLUTION AMENDING RESOLUTION 7-R-b, SEPTEMBER 21, 1977, CONTINUATION OF SECURITY SERVICES FOR NRHA HOUSING PROJECT, BY CHANGING CLAUSE IN CONTRACT BETWEEN CITY OF NEWARK AND THE NRHA, SECURITY SERVICES, INSURANCE IDEMNIFICATION (N).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d.

RESOLUTION AUTHORIZING MAYOR TO RATIFY CONTRACT WITH NEWARK HOUSING AUTHORITY FOR PERIOD NOVEMBER 28, 1977 TO NOVEMBER 27, 1978, FOR PURPOSE OF CONTINUING SECURITY SERVICES FOR THE NRHA HOUSING PROJECT - 4TH YEAR, IN AMOUNT OF \$224,905.; FUNDS RECEIVED FROM STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by

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Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-e.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING ON BEHALF OF CITY OF NEWARK, PURSUANT TO N.J.S.A. 40A:11-6 TO SECURE SERVICES OF LOWEST BIDDER, WATERTROL INCORPORATED; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO WATERTROL INCORPORATED IN AMOUNT OF \$11,250. IN ACCORDANCE WITH THEIR QUOTE FOR EMERGENCY REPAIRS AT ROTUNDA POOL; FUNDS PROVIDED IN 1978 BUDGET, FUND 11, DEPARTMENT 11, AGENCY 250, ACCOUNT 142.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

7-R-f.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH SEELY COMPANY, 3220 DORIS AVENUE, WANAMASSA, NEW JERSEY, ONLY RESPONSIBLE BIDDER, TO PROVIDE SNOW PLOW REPAIRS AND PARTS, IN ACCORDANCE WITH BID SPECIFICATIONS, IN SUM NOT TO EXCEED \$10,000.; FUNDS SHALL BE ENCUMBERED IN 1979 BUDGET OF DIVISION OF SANITATION, FOR SERVICE TO BE PERFORMED AS NEEDED, AND CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-g.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH MORGAN-DANIELS SERVICE CO., INC., P.O. BOX 305, WESTFIELD, NEW JERSEY, ONLY BID RECEIVED, TO PROVIDE SERVICE AND MAINTENANCE FOR SOUTH SIDE INTERCEPTOR SEWER, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, IN AMOUNT NOT TO EXCEED \$15,500.; FUNDS SHALL BE ENCUMBERED IN 1979 BUDGET OF DIVISION OF SEWERS, FOR SERVICE TO BE PERFORMED AS NEEDED, AND CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-h.

RESOLUTION RATIFYING CONTRACT WITH MOBILE COMMUNICATIONS, INC., FOR PERIOD OCTOBER 15, 1978 TO DECEMBER 6, 1978; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH MOBILE COMMUNICATIONS INC., 316 BROAD STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PERIOD DECEMBER 7, 1978 TO OCTOBER 14, 1979, FOR YEAR MAINTENANCE CONTRACT FOR ULTRA-HIGH FREQUENCY RADIO SYSTEM IN THE POLICE DEPARTMENT, TOTALLING \$33,505.20; \$10,000. ENCUMBERED FROM 1978 OPERATING BUDGET OF POLICE DEPARTMENT FOR PERIOD OCTOBER 15, 1978 TO DECEMBER 31, 1978; BALANCE CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF PUBLIC WORKS ON BEHALF OF THE CITY OF NEWARK, TO EXECUTE AGREEMENT WITH STATE OF NEW JERSEY THAT THE STATE, AT ITS SOLE COST AND EXPENSE, SHALL CONTRACT FOR AND CAUSE TO BE CONSTRUCTED ALL STRUCTURES AND FACILITIES INDICATED IN THE CONTRACT PLANS AND SUPPLEMENTARY SPECIFICATIONS FOR THE ROUTE 80, SECTION 3T AND 4AP, ROUTE 20 (1953) SECTION 4J AND ROUTE U.S. 46 (1953), SECTION 12F PROJECT. (CONSTRUCTION OF SAFETY IMPROVEMENTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-j.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, RETIRED SENIOR VOLUNTEER PROGRAM (GRANT NO. 440-2543/6); \$6,500.; ITEM AVAILABLE FROM ACTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by

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Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-k.

RESOLUTION ACCEPTING FINAL BID FOR LEASING OF RESIDENTIAL STRUCTURE AND \pm .96 ACRES LOCATED ON ROUTE 23, WEST MILFORD, NEW JERSEY, AND AS SHOWN ON TAX ASSESSMENT MAPS OF WEST MILFORD TOWNSHIP, AS BLOCK 563, LOT 58 AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS; BASED UPON RESOLUTION 7-R-g, NOVEMBER 13, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to return this resolution to Administration, per request of Director of Newark Watershed Conservation and Development Corporation, since no bids were received was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-l.

RESOLUTION ACCEPTING BID OF \$3,183, PER YEAR, PLUS TAXES, FROM MRS. JANE HENDRICKS, FOR THE LEASE OF ONE FAMILY HOUSE AT 72 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, COMPRISING A PORTION OF BLOCK 582, LOT 2, ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-m.

RESOLUTION ACCEPTING BID OF \$3,000. PER YEAR, PLUS TAXES, FROM MRS. DOROTHY SHAUGER, FOR THE LEASE OF A ONE FAMILY HOUSE AT 76 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, COMPRISING A PORTION OF BLOCK 582, LOT 2, ON THE TAX MAPS OF THE TOWNSHIP OF WEST MILFORD AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by

Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$60. TO PIERINA ACOGLIA, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY HER IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES TO HER AUTOMOBILE WHILE PARKED AT CURB ON WOODSIDE AVENUE BY TRUCK OWNED BY CITY OF NEWARK WHICH SLIPPED OUT OF GEAR AND ROLLED BACKWARD ACROSS ELWOOD AVENUE HITTING MS. ACOGLIA'S AUTOMOBILE. (INSTITUTED ACTION IN SMALL CLAIMS DIVISION OF ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-o.

RESOLUTION ACCEPTING FINAL BID FROM NEW COMMUNITY CORPORATION, FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 150-152 SOUTH ORANGE AVENUE, BLOCK 240, LOTS 9 AND 10, NEWARK, NEW JERSEY, FOR \$800.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-p.

RESOLUTION ACCEPTING FINAL BID FROM THOMMS, FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 490, LOTS 26 AND 72, NEWARK, NEW JERSEY (86-86½ GARSIDE STREET); FOR \$600.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-q.

RESOLUTION AUTHORIZING LEASING AT PUBLIC AUCTION 225 SQUARE FEET OF FLOOR SPACE OF CITY-OWNED PROPERTY AT 671 BROAD STREET, GROUND FLOOR, BLOCK 51, LOT 59, NEWARK, NEW JERSEY, FOR A ONE(1) YEAR PERIOD AT A MINIMAL RENTAL OF FOUR THOUSAND, EIGHT HUNDRED DOLLARS (\$4,800.) PER YEAR PURSUANT TO N.J.S.A. 40A:12-14(a) (KWI NAM CHANG)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-r.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL \$18,527.82 OUTSTANDING WATER-SEWER CHARGES ON PROPERTIES WHICH CITY OF NEWARK HAS FORECLOSED PURSUANT TO IN REM FORECLOSURE, AS PER ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-s.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL PARTIAL WATER AND SEWER PENALTY CHARGES OF \$436.03 ON ACCOUNT NO. 04-733-5540-00 AND ACCOUNT NO. 03-726-7876-00, 420 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, OWNED BY ASTIN REALTY LTD.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution per request of Director of Water Accounting and Customer Service was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TALLING \$62,910.06, TO INDIVIDUALS ON ANNEXED EXHIBIT "A" BY REASON OF COUNTY BOARD JUDGMENTS STATE BOARD JUDGMENTS, SENIOR CITIZENS ALLOWANCE, AND CASH OVERPAYMENTS FOR THE YEARS 1971, 1972, 1973, 1974, 1975, 1976, AND 1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by

Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-u.

RESOLUTION REFUNDING OVERPAYMENTS OF NEWARK PAYROLL TAXES FOR 1977 AND 1978
TOTALLING \$5,018.94 TO RESPECTIVE TAXPAYERS ON ATTACHED SCHEDULE, SAID OVERPAYMENTS
SHALL BE PAID FROM BUDGET OPERATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-v.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECK TO PERSONS AND IN
AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALLING \$49,451.49 OVERPAYMENTS CARRIED ON BOOKS
AND RECORDS OF TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGMENTS, STATE BOARD
JUDGMENTS AND CASH OVERPAYMENTS FOR YEARS 1967, 1968, 1972, 1973, 1974, 1975, 1976,
1977.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-w.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO PHILLIPS MFG. CO., INC.
190 EMMETT STREET, NEWARK, NEW JERSEY, 07114, THE SUM OF \$2,558.35, DUE TO PAYMENTS
MADE ON WATER ACCOUNT NO. 07-357-2500-00 FOR 214 ASTOR STREET, NEWARK, NEW JERSEY,
WHICH BUILDING HAD BEEN DEMOLISHED AND WATER METER REMOVED; ADDITION TO EXISTING
BUILDING SUBSEQUENTLY CONSTRUCTED, BUT WATER SERVICE WAS TIED INTO EXISTING WATER
METER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution, per request of Director of Water Accounting and Customer Service was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-x.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND SIXTY FIVE DOLLARS (\$65.)
TO MR. LESLIE SCHWARTZ FOR PUBLIC GARAGE LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-y.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO MR. W. HARRISON, 63
ALDINE STREET, NEWARK, NEW JERSEY, 07112, THE SUM OF \$236.25 NOW ON THE RECORD IN THE
DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE AS A CREDIT BALANCE, DUE TO DUPLICATE
PAYMENT MADE ON WATER-SEWER CHARGES FOR ACCOUNT NO. 05-258-0850-00, 443 SOUTH 16TH
STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-z.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO TODD KEITH VAN LINES, INC.,
C/O SAMUEL FINKELSTEIN, 43 WILLIAMS STREET, NEWARK, NEW JERSEY, 07102, THE SUM OF
\$183.39, NOW ON THE RECORDS OF THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE
AS A CREDIT BALANCE, DUE TO PAYMENT MADE ON OVERESTIMATED WATER-SEWER CHARGES
RENDERED ON ACCOUNT NO. 06-287-2050-00, 443 SOUTH 16TH STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ba.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS (\$25.)
TO MR. ESTEL BUTLER FOR RESTAURANT LICENSE NOT ISSUED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE AND ACTING TAX COLLECTOR TO CANCEL OUTSTANDING TAXES AGAINST PROPERTY AT 227 BROAD STREET, BLOCK 442, LOT 5, FOR YEAR 1976, IN AMOUNT OF \$640., OWNED BY YERMOKIN AND VAHIDA VARTOUKIAN, 229 MOUNT PROSPECT AVENUE, NEWARK; ASSESSED IN ERROR, TITLE IN CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bc.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR VEHICLES, IN THE POSSESSION OF THE NEWARK POLICE DEPARTMENT, 202 JUNK VEHICLES, PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157. (TRUE TITLES, SEE ATTACHED LIST)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bd.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, 3 FIBERGLASS CANOES (DEPARTMENT OF RECREATION AND PARKS), 25 OFFICE MACHINES (VARIOUS CITY DEPARTMENTS) AND 30 SCRAP VEHICLES (DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS); PURSUANT TO N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-be.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLAUDE WALLACE, PERSONNEL TECHNICIAN, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING OCTOBER 25, 1978 AND ENDING APRIL 25, 1979. (TO CONTINUE WORKING IN H.C.D.A. - FIRST LEAVE BEGAN OCTOBER 25, 1976)

December 6, 1978

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Johnson.

7-R-bf.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JONNIE BOULER, CLERK TYPIST, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING OCTOBER 18, 1978 AND ENDING APRIL 18, 1979. (TO CONTINUE WORKING IN H.C.D.A. - FIRST LEAVE BEGAN APRIL 16, 1976)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Martinez, Tucker, Villani, President Harris.

Not Voting: Councilman Johnson.

7-R-bg.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT AND RECORD DEED FROM HENRY L. ALLEN, WIDOWER, OWNER OF PREMISES 166-168 LESLIE STREET, BLOCK 3065, LOTS 19 AND 20, FREE AND CLEAR, WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE PAYMENT OF INTEREST REPRESENTED BY CERTAIN LOST COUPONS TO THE CHASE MANHATTAN BANK; PURSUANT TO N.J.S. 40A:2-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution on condition that Chase Manhattan Bank pay the charges for the costs involved was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bi.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN THE AMOUNT OF \$2,077.50 PAYABLE TO IRVING S. FARBER AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION

December 6, 1978

COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (42 SOUTH ORANGE AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bj.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$5,644.80 PAYABLE TO MILTON GASTWORTH AND PEARL GASTWORTH AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (134 AND 136 SPRINGFIELD AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bk.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$40,000. PAYABLE TO H.J.G. REALTY COMPANY, AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (100-102 SPRINGFIELD AVENUE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bl.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$6,036.80 PAYABLE TO HARRY LANDAU, ANITA ROSENKRANZ AND WALTER R. COHN, ESQ., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (164-166 SPRINGFIELD AVENUE, ALSO KNOWN AS 36-40 BROOME STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

December 6, 1978

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bm.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$5,860.40 PAYABLE TO WALTER LEVINE, MARVIN KRUMHOLZ AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN BLIGHTED AREA. (1 SOUTH ORANGE AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bn.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$6,095.60 PAYABLE TO LINCOLN FUNDING CORPORATION AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (84 SPRINGFIELD AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bo.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$4,429.60 PAYABLE TO MKR REALTY CORPORATION AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (46 SOUTH ORANGE AVENUE AND 90 HOWARD STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bp.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$15,464.40 PAYABLE TO MENDEL SAMUEL & SONS, INC. AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (86-98 SPRINGFIELD AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bq.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,509.20 PAYABLE TO MIDATLANTIC DEVELOPMENT CORPORATION AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (48 SOUTH ORANGE AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-br.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$2,410.80 PAYABLE TO 69 SOUTH ORANGE AVENUE, LTD. AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (69 SOUTH ORANGE AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-bs.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,764. PAYABLE TO SELBRAE, LTD. AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (59 STIRLING STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bt.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$4,390.40 PAYABLE TO ELLEN SCOTT REALTY CO. AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (160 SPRINGFIELD AVENUE, ALSO KNOWN AS 32 BROOME STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bu.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$5,507.60 PAYABLE TO EVA L. SLOWOWITZ AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (120 SPRINGFIELD AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bv.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$6,134.80 PAYABLE TO SOUTH ORANGE INVESTMENT COMPANY AND SCHECHNER & TARGAN, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (37 AND 39 SOUTH ORANGE AVENUE AND 56-62 STIRLING AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bw.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$3,566. PAYABLE TO STONEHILL MORTGAGE COMPANY AND MCKIRDY, RISKIN & DEFAZIO, ESQS., AFTER RECEIPT OF GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (34-36 AND 38-40 SOUTH ORANGE AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bx.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$4,900. PAYABLE TO I.L.S., INC. AND LAWRENCE FRIEDMAN, ESQ., AFTER RECEIPT OF A GENERAL RELEASE AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL IN CONNECTION WITH SETTLEMENT OF LITIGATION INVOLVING PROPERTY IN A BLIGHTED AREA. (30 AND 32 SOUTH ORANGE AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-by.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH L M TRI STATE TOWING INC., 110 EVERGREEN AVENUE, NEWARK, NEW JERSEY, HIGHEST RESPONSIBLE BID, FOR TOWING AND STORAGE OF VEHICLES IN THE SOUTH DISTRICT, BID OF \$15,000. WAS RECEIVED, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; CONTRACT SHALL BECOME EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT, JANUARY 1, 1979 TO DECEMBER 31, 1979; SAID MONIES SHALL BE DEPOSITED IN GENERAL FUNDS OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-bz.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH CARMINE W. DENTE, T/A DENTE BROS. TOWING, 27 RAYMOND BOULEVARD, NEWARK, NEW JERSEY, HIGHEST RESPONSIBLE BID, FOR TOWING AND STORAGE OF VEHICLES IN THE WEST DISTRICT, BID OF \$13,555. WAS RECEIVED, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; CONTRACT SHALL BECOME EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT, JANUARY 1, 1979 TO DECEMBER 31, 1979; SAID MONIES SHALL BE DEPOSITED IN GENERAL FUNDS OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ca.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH B & C TOWING SERVICE, INC., 591 AVENUE "P", NEWARK, NEW JERSEY, HIGHEST RESPONSIBLE BID, FOR TOWING AND STORAGE OF VEHICLES IN THE EAST DISTRICT, BID OF \$21,200. WAS RECEIVED, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; CONTRACT SHALL BECOME EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT, JANUARY 1, 1979 TO DECEMBER 31, 1979; SAID MONIES SHALL BE DEPOSITED IN GENERAL FUNDS OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by

Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cb.

RESOLUTION REJECTING THE BID OF GEYAR KENNEDY FOR THE NORTH DISTRICT TOWING CONTRACT; BECAUSE SAID BID NOT MEET THE SPECIFICATIONS; FURTHER REJECTING THE BIDS OF DENTE BROTHERS AND P & J TOWING; BECAUSE SAID CONTRACTORS DO NOT HAVE LAND LOCATED IN THE NORTH WARD: FURTHER THAT THE NORTH DISTRICT TOWING CONTRACT SHALL BE REBID IN ACCORDANCE WITH LAW AND THE LAND REQUIREMENT CHANGED IN THE SPECIFICATIONS SO THAT LAND IN THE NORTH DISTRICT IS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cc.

RESOLUTION AUTHORIZING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, CHEST CLINIC, \$22,170.37; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cd.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PUBLIC HOUSING SPECIAL PATROL OFFICERS PROGRAM, \$64,427., ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY; SUM OF \$64,427. BE AND THE SAME IS HEREBY APPROPRIATED UNDER CAPTION OF STATE LAW ENFORCEMENT PLANNING AGENCY SUB-GRANT NO. A-B3-170-77 "PUBLIC HOUSING SPECIAL PATROL OFFICERS PROGRAM" PROJECT NO. \$3,391. REPRESENTING THE AMOUNT REQUIRED FOR MUNICIPALITIES SHARE OF AFOREMENTIONED WILL BE PROVIDED FROM NEWARK HOUSING AUTHORITY (PUBLIC NON-PROFIT AGENCY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by

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Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ce.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO CANCEL ON RECORD, REAL ESTATE TAXES, AND OTHER MUNICIPAL LIENS, OWNED BY THE NEWARK HOUSING AUTHORITY ON PROPERTIES SHOWN ON ANNEXED EXHIBIT A; ALL 1977 AND PRIOR YEARS, TALLING \$887,278.53.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cf.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION, ON BEHALF OF CITY OF NEWARK TO STATE OF NEW JERSEY (SLEPA) ON PROJECT ENTITLED "COMPREHENSIVE LAW ENFORCEMENT AND CRIMINAL JUSTICE PLANNING". (\$41,285.-SLEPA, \$2,293.-STATE BUY-IN, \$2,294.-LOCAL CASH; TALLING \$45,872.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cg.

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH LUCAS, TUCKER & COMPANY, WHO WILL AUDIT 37 NEWARK PROGRAMS, PER ATTACHED RESOLUTION, FOR AMOUNT NOT TO EXCEED \$18,665.; TO BE PAID FROM AUDIT LINE OF MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-ch.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED PURPOSES, OTHER EXPENSES, PUBLIC ADMINISTRATION, INTERNSHIP PROGRAM-\$10,000. TO DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR, OTHER EXPENSES, SERVICES BY CONTRACT OR AGREEMENT, NON-BIDDED PROFESSIONAL CONSULTANTS AND SERVICE-\$10,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Councilmen James, Martinez, Tucker, Villani, President Harris.

No: Councilmen Bottone, Carrino.

Not Voting: Councilmen Grant, Johnson.

Councilman Carrino questioned that he is under the impression, if this money is not needed for the department that it is being transferred out of, he is assuming if we do not approve it, to where Administration wants it to go to, it will go into surplus.

Chief Analyst Polster replied if it is not spent.

Councilman Carrino said in regard to this resolution, the Internship Program, we only have three more weeks for this program. The Internship Program is not in existence, so therefore the \$10,000. by not being transferred to the Office of Newark Studies will go into surplus.

Chief Analyst Polster said with the assumption that no action on these funds from now, if not reserved, and any other subsequent action is taken internally, the answer would be yes.

Councilman Carrino said his point is, the Internship Program, was for \$10,000. for the year. He wants to use the \$10,000. for the Office of Newark Studies in the next three weeks. He can't use the whole \$10,000. for the Internship Program, now there is only three weeks left. Whatever is left must be surplus.

Chief Analyst Polster said you have to remember what the line item says, Professional Consultant Services.

Councilman Carrino said that he has to spend it for the Internship Program otherwise it goes to surplus and Chief Analyst Polster replied in the affirmative.

A motion to reject the resolution was made by President Harris, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

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7-R-ci.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM COMMERCIAL AND ACCOUNTING-WATER
OTHER EXPENSES, SERVICES BY CONTRACT OR AGREEMENT, SPECIAL SERVICES AND INFORMATION-
\$1,200. TO EQUIPMENT, OFFICE FURNITURE AND FURNISHINGS-\$1,200.; PURSUANT TO N.J.S.A.
40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by
President Harris and failed of adoption by the following votes:

Yes: Councilmen Martinez, Tucker.

No: Councilmen Bottone, James, Johnson.

Not Voting: Councilmen Carrino, Grant, Villani, President Harris.

A motion to reject the resolution was made by President Harris, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

7-R-cj.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF RECREATION AND
PARKS, OFFICE OF THE DIRECTOR, OTHER EXPENSES, MATERIALS AND SUPPLIES, PRINTING-\$1,000.
TO SERVICES BY CONTRACT OR AGREEMENT, PROFESSIONAL SERVICES-\$1,000.; PURSUANT TO
N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by
Councilman Martinez and failed of adoption by the following votes:

Yes: Councilman Grant.

No: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
President Harris.

A motion to reject the resolution was made by Councilman Bottone, seconded by
Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker,
Villani, President Harris.

7-R-ck.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DIVISION OF CENTRAL PURCHASE,
OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT, OFFICE EQUIPMENT MAINTENANCE SERVICE,
CONTRACT OR AGREEMENT-\$810. TO EQUIPMENT, OFFICE EQUIPMENT-\$810.; PURSUANT TO N.J.S.A.
40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cl.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF SEWERS, OTHER SALARIES AND WAGES, EQUIPMENT OPERATOR-\$4,000. TO DEPARTMENT OF PUBLIC WORKS, EQUIPMENT-\$4,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cm.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, OTHER SALARIES AND WAGES, LABORER, R.C.-\$162,000. TO NON-VEHICULAR MATERIALS AND SUPPLIES-\$162,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cn.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, DIVISION OF ASSESSMENT, OTHER SALARIES AND WAGES, ASSISTANT ASSESSOR-\$1,500. TO MATERIALS AND SUPPLIES, PRINTING SERVICE, MATERIALS AND SUPPLIES-\$1,500.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

December 6, 1978

7-R-co.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, CENTRAL PLANNING, SERVICES BY CONTRACT OR AGREEMENT, LOCAL CONFERENCES-\$100., MEMBERSHIP AND DUES-\$100., MATERIALS AND SUPPLIES, BOOKS-\$65., PRINTING SERVICE MATERIALS AND SUPPLIES-\$1,400. TO SERVICE BY CONTRACT OR AGREEMENT, PROFESSIONAL CONSULTANT-\$700., OFFICE MAINTENANCE EQUIPMENT-\$165., OFFICE EQUIPMENT RENT AND LEASES-\$700. AND MATERIALS AND SUPPLIES, OFFICE SUPPLIES-\$100.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cp.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF RECREATION AND PARKS, RECREATION PROGRAMS, PART TIME/SEASONAL-\$5,000. TO RECREATION PROGRAMS, OVERTIME-\$2,000., PARKS AND GROUNDS, OVERTIME-\$1,000., RECREATION MAINTENANCE, OVERTIME-\$2,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cq.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM COMMERCIAL AND ACCOUNTING - WATER SALARIES AND WAGES, OTHER SALARIES AND WAGES, WATER METER READERS-\$835. TO OVERTIME-\$835.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Harris, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cr.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, DIVISION OF COMMUNITY DEVELOPMENT ADMINISTRATION, CURRENT CITY FUNDS, OTHER SALARIES AND WAGES, ASSISTANT PLANNING DIRECTOR-\$8,186. TO LAW DEPARTMENT, CURRENT CITY FUNDS, OTHER EXPENSES, EQUIPMENT, OFFICE EQUIPMENT-\$8,186.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilmen Bottone, Tucker.

7-R-cs.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, CURRENT CITY FUNDS, OTHER EXPENSES, SERVICES BY CONTRACT OR AGREEMENT, MONTHLY TRAVEL ALLOWANCE - PRIVATE TRANSPORTATION-\$8,000. TO DEPARTMENT OF ENGINEERING, CURRENT CITY FUNDS, OTHER EXPENSES, EQUIPMENT, OFFICE EQUIPMENT-\$8,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Carrino, Grant, James, Martinez, Villani, President Harris.

No: Councilmen Bottone, Johnson, Tucker.

7-R-ct.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION OF REVENUE COLLECTIONS, OTHER SALARIES AND WAGES, PRINCIPAL CLERK-STENOGRAPHER-\$14,879., COLLECTION REPRESENTATIVE-\$5,633., TOTALLING \$20,512. TO SERVICE BY CONTRACT OR AGREEMENT, 7113-\$4,792., 7124-\$3,320., 7141-\$6,792., TOTALLING \$14,904. AND MATERIALS AND SUPPLIES, 7274-\$5,608.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cu.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIRECTOR'S OFFICE, SERVICE BY CONTRACT OR AGREEMENT, CONFERENCE TRAVEL-\$1,572. TO OFFICE EQUIPMENT, OFFICE EQUIPMENT-\$1,572.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

December 6, 1978

7-R-cv.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, NEWARK HUMAN RIGHTS COMMISSION, SALARIES AND WAGES, EXECUTIVE DIRECTOR-\$2,746., COMMUNITY RELATION SPECIALIST-\$7,078., FIELD REPRESENTATIVE-\$1,343., SERVICE BY CONTRACT OR AGREEMENT, CONFERENCE TRAVEL-\$300., MONTHLY TRAVEL ALLOWANCE-\$734., MONTHLY TRAVEL-PUBLIC TRANSPORTATION-\$194., OFFICIAL ENTERTAINMENT-\$222., PROFESSIONAL CONSULTANT-\$4,200., MEMBERSHIP AND DUES-\$183. TO MATERIALS AND SUPPLIES, OFFICE MATERIALS AND SUPPLIES-\$2,746., SMALL TOOLS-\$1,434., EQUIPMENT, OFFICE FURNITURE AND FURNISHING-\$7,078., OFFICE EQUIPMENT-\$5,833.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cw.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF SEWERS, SALARIES AND WAGES, LABORER-\$10,000. TO OVERTIME-\$10,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cx.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, DIVISION OF RENT CONTROL, PROFESSIONAL CONSULTANT-\$1,435. TO SERVICE BY CONTRACT OR AGREEMENT, MONTHLY TRAVEL-\$35., EQUIPMENT, OFFICE FURNITURE AND FURNISHINGS-\$700., OFFICE EQUIPMENT-\$700.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cy.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO SUBMIT APPLICATION, ON BEHALF OF CITY OF NEWARK TO STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR PROJECT ENTITLED "JUVENILE JUSTICE DELINQUENCY PREVENTION PROJECT", 3RD YEAR. (SLEPA-\$4,377., LOCAL CASH-\$4,377., TALLING \$8,754.)

December 6, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrion, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-cz.

RESOLUTION AMENDING RESOLUTION 7-R-ch, DECEMBER 21, 1977, CRIMINAL JUSTICE COORDINATING COUNCIL, BY CORRECTING THE DATES AND DOLLAR AMOUNT BASED ON A RECOMMENDATION MADE BY LAW ENFORCEMENT ASSISTANCE ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-da.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND LAW ENFORCEMENT ASSISTANCE ADMINISTRATION FOR PERIOD SEPTEMBER 1, 1977 THROUGH DECEMBER 6, 1978; FURTHER AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH LAW ENFORCEMENT ASSISTANCE ADMINISTRATION FOR PERIOD DECEMBER 7, 1978 THROUGH DECEMBER 31, 1978 FOR PURPOSE OF IMPLEMENTING CRIMINAL JUSTICE COORDINATING COUNCIL. (SLEPA-\$205,608., LOCAL CASH-\$22,853., TOTALLING \$228,533.) (CONTRACT CONDITIONED ON PASSAGE OF PROPER INSERTION OF FUNDS AND RECEIPT OF CERTIFICATION FROM CITY COMPTROLLER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-db.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE AGREEMENT WITH ROBERT NOTTE, TO COMMENCE IMMEDIATELY UPON ADOPTION OF THIS RESOLUTION AND TO TERMINATE AUGUST 15, 1979 FOR AMOUNT NOT TO EXCEED \$30,000.; TO ADVISE THE CITY IN EXPEDITING THE CLOSEOUT OF OUTSTANDING URBAN RENEWAL PROJECTS ENTITLED U.R.-6; U.R.-32; U.R.-38; U.R.-50; U.R.-58; U.R.-121; AND U.R.-123; FUNDS AVAILABLE FROM MAYOR'S POLICY AND DEVELOPMENT OFFICE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

December 6, 1978

A motion to reject the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dc.

RESOLUTION AMENDING RESOLUTION 7-R-ci, JUNE 21, 1978, "RESOLUTION AUTHORIZING APPOINTMENT OF TWENTY-SEVEN (27) INDIVIDUALS LISTED IN PARAGRAPH 4 OF THIS RESOLUTION, AS MEMBERS OF THE CITIZEN'S ADVISORY BOARD ON DATE OF PASSAGE OF THIS RESOLUTION," TO AMEND PARAGRAPH 4 APPOINTING MEMBERS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dd.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIRECTOR'S OFFICE, MATERIALS AND SUPPLIES, FUEL OIL-\$80,000., DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, OTHER SALARIES AND WAGES-\$133,000. TO DEPARTMENT OF PUBLIC WORKS, DIRECTOR'S OFFICE, SERVICE BY CONTRACT OR AGREEMENT, HEAT, LIGHT AND POWER-\$80,000., GROUNDS FACILITIES MAINTENANCE-\$133,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-de.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF SEWERS, OTHER SALARIES AND WAGES, LABORER-\$15,000., EQUIPMENT OPERATOR-\$5,000.; DIVISION OF PUBLIC PROPERTY, PLUMBER-\$12,500., CARPENTER-\$10,000., STATIONARY FIREMAN-\$18,000., WATCHMAN-\$7,130., ASSISTANT ELECTRICIAN FOREMAN-\$12,370., SERVICE BY CONTRACT OR AGREEMENT, STATIONARY COMMUNICATION-\$20,442., MATERIALS AND SUPPLIES-NON-VEHICULAR MAINTENANCE SUPPLIES-\$24,500.; DIVISION OF SANITATION, OTHER SALARIES AND WAGES, LABORER, R.C.-\$28,000. TO DIVISION OF PUBLIC PROPERTY, OVERTIME-\$20,000., UTILITIES-\$75,707., PROFESSIONAL CONSULTANT-\$40,735., FACILITIES MAINTENANCE-\$6,000., NON-VEHICULAR MAINTENANCE-\$10,500.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

December 6, 1978

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-df.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF SEWERS, SALARIES AND WAGES-\$23,200.; DIVISION OF MOTORS, SALARIES AND WAGES-\$51,900.; DIVISION OF STREETS AND SIDEWALKS, SALARIES AND WAGES-\$50,000.; DIVISION OF TRAFFIC AND SIGNALS, SALARIES AND WAGES-\$25,000.; DIVISION OF UNCLASSIFIED PURPOSES, MUNICIPAL SALARY INCREASES-\$350,000. TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS, OVERTIME-\$20,000., SERVICE BY CONTRACT OR AGREEMENT-\$20,000., VEHICULAR EQUIPMENT REPAIR CONTRACT-\$200,000., MATERIALS AND SUPPLIES, VEHICULAR EQUIPMENT MAINTENANCE-\$110,000., GASOLINE-\$30,000., PERIODICALS-\$100., VEHICULAR EQUIPMENT REPAIR PARTS-\$140,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dg.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED PURPOSES, SALARIES AND WAGES, MUNICIPAL SALARIES INCREASES-\$525,661. TO FIRE DEPARTMENT, CURRENT CITY FUNDS, OTHER SALARIES AND WAGES, FIREFIGHTER-\$500,695., LINEMAN-\$12,397., FIRE ALARM OPERATOR-\$12,569.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dh.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM MAYOR'S OFFICE AND AGENCIES, MAYOR'S OFFICE, MATERIALS AND SUPPLIES, OFFICE MATERIALS AND SUPPLIES-\$3,000., PRINTING-\$3,000. TO SERVICE BY CONTRACT OR AGREEMENT, CONFERENCE TRAVEL AND MEALS-\$6,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

December 6, 1978

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-di.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF RECREATION AND PARKS, DIVISION OF PARKS AND GROUNDS, OTHER SALARIES AND WAGES, DIVISION OF PARKS AND GROUNDS, OTHER SALARIES AND WAGES-\$50,000., DIVISION OF RECREATION PROGRAMS, OTHER SALARIES AND WAGES-\$100,000., DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, OTHER SALARIES AND WAGES, LABORER, MOTOR BROOM-\$45,000., LABORER, S.C.-\$50,000., LABORER, MOTOR DRIVER-\$15,000., TRUCKER DRIVER-\$40,000., TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, SERVICE BY CONTRACT OR AGREEMENT, PROFESSIONAL CONSULTANT-\$300,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

No: Councilman Martinez.

7-R-dj.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF RECREATION AND PARKS, DIVISION OF RECREATION MAINTENANCE, CURRENT CITY FUNDS, OTHER SALARIES AND WAGE-\$69,000., DEPARTMENT OF ENGINEERING, CURRENT CITY FUNDS, SALARIES AND WAGES, CIVIL ENGINEER-\$16,000., OTHER SALARIES AND WAGES-\$125,503. TO DEPARTMENT OF ENGINEERING, CURRENT CITY FUNDS, OTHER EXPENSE, SERVICE BY CONTRACT OR AGREEMENT, SPECIAL SERVICE AND INFORMATION-\$210,503.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Tucker, Villani, President Harris.

7-R-dk.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NEWARK CRIMINAL JUSTICE COORDINATING COUNCIL, SUBGRANT #78-HC-AX-0019, PROJECT #I-134, \$205,680.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY; SUM OF \$22,853. REPRESENTING THE AMOUNT REQUIRED FOR MUNICIPALITIES

December 6, 1978

SHARE OF THE AFOREMENTIONED UNDERTAKING HAS BEEN PROVIDED IN CITY BUDGET OF 1978 UNDER
THE CAPTION OF UNCLASSIFIED OPERATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-d1.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN
ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID
POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND
EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-y)
ADOPTED NOVEMBER 22, 1966 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER
ARBITRATOR'S DECISION AND AMENDMENT OF CONTRACT AGREEMENT WITH THE NEWARK POLICE
SUPERIOR OFFICERS ASSOCIATION)" BEING FINALLY ADOPTED DECEMBER 6, 1978 (6-Ph, S & F-f)
AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE
MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dm.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN
ORDINANCE ENTITLED, "AN ORDINANCE PROVIDING FOR ANNUAL EQUIPMENT AND CLOTHING ALLOWANCE
FOR UNIFORM AND CIVILIAN MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK,"
ADOPTED MARCH 20, 1963 AS AMENDED AND SUPPLEMENTED." (TO ADJUST ANNUAL EQUIPMENT AND
CLOTHING ALLOWANCE AS PER ARBITRATOR'S DECISION) BEING FINALLY ADOPTED DECEMBER 6, 1978
(6-Ph, S & F-g) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND
APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

December 6, 1978

7-R-dn.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER AMENDMENT TO CONTRACT AGREEMENT WITH THE NEWARK POLICE SUPERIOR IDENTIFICATION OFFICERS ASSOCIATION), BEING FINALLY ADOPTED DECEMBER 6, 1978 (6-Ph, S & F-h) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-do.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-bf) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO," (TO ADJUST SALARIES AS PER ARBITRATION AWARD) BEING FINALLY ADOPTED DECEMBER 6, 1978 (6-Ph, S & F-i) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dp.

RESOLUTION AMENDING RESOLUTION 7-R-v, MAY 17, 1978, CONTRACT WITH UNIFIED VAILSBURG SERVICES ORGANIZATION, BY DELETING THE "N" CLAUSE OF CONTRACT, AND ADDING CLAUSE "N" PERSONAL INJURY....\$500,000., COMPREHENSIVE FROM AUGUST 28, 1978 TO CONTRACT EXPIRATION, IN ADDITION, THE CONTRACTOR AGREES TO EXECUTE A SEPARATE CONTRACT OF INDEMNIFICATION WITH THE CITY IF THE SAME BE REQUIRED BY CORPORATION COUNSEL; ALSO AGREED THAT THE CONTRACTOR IS TO HAVE \$500,000. COMPREHENSIVE COVERAGE FROM DECEMBER 17, 1977 TO AUGUST 28, 1978; DOES NOT REQUIRE THE EXPENDITURE OF ANY CITY FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dq.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION OF ACCOUNTS AND CONTROLS, CHIEF ACCOUNTANT-\$11,858. TO OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT-\$2,950. (7122-\$300., 7183-\$150., 7192-\$2,500.), MATERIALS AND SUPPLIES-\$908. (7211-\$650., 7262-\$258.), EQUIPMENT-\$8,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dr.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PROJECT GAINS, SUBGRANT #A-A-7-46-78, PROJECT NO. 3461, \$65,444.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING; SUM OF \$3,444. REPRESENTING THE AMOUNT REQUIRED FOR MUNICIPALITIES SHARE OF THE AFOREMENTIONED UNDERTAKING WILL BE PROVIDED FROM (FOCUS, INC.) FIELD ORIENTATION FOR THE UNDERPRIVILEGED SPANISH, PUBLIC NON-PROFIT AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-ds.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH LEONARD DUJETS T/A LEONARD DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-55, TREE TAKEDOWN AND REMOVAL, SECTIONS I, II, AND III, FOR TOTAL SUM OF \$79,910., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING

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DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED \$1,101.; FUNDS PROVIDED FOR BY FUND 11, DEPARTMENT 11, AGENCY 01, ACCOUNT 457.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dt.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH GREENWOOD TREE EXPERTS INCORPORATED, 63 BRANFORD ROAD, WHIPPANY, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-64, STREET TREE PRUNING, FOR TOTAL SUM OF \$17,888., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED \$1,101.; FUNDS PROVIDED FOR BY FUND 11, DEPARTMENT 11, AGENCY 01, ACCOUNT 457.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Bottone, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-du.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE AGREEMENT WITH UNITED COMMUNITY CORPORATION, WHEREBY CITY OF NEWARK WILL ALLOW USE OF ITS FACILITIES, THE JAMES C. WHITE MANOR, LOCATED AT 598 SOUTH 11TH STREET, NEWARK, FOR A CORPORATION MEMBERSHIP MEETING FOR ONE DAY ONLY, DECEMBER 19, 1978 BETWEEN THE HOURS OF 7:00 P. M. TO 10:00 P. M.; THERE WILL BE NO FEE CHARGED FOR SAID FACILITIES; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dv.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH MULLET CORPORATION, P. O. BOX 505, KEARNY, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-59, WRIGHT STREET SEWER

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RECONSTRUCTION, FOR TOTAL SUM OF \$162,200.; IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED BY BY FUND 11, DEPARTMENT 11, AGENCY 01, ACCOUNT 141.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-R-dw.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH CONDRIAN CONSTRUCTION COMPANY, INC., 30 OGDEN STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-58, MAGAZINE STREET SEWER RECONSTRUCTION, FOR TOTAL SUM OF \$48,303., IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500.; FUNDS PROVIDED FOR BY FUND 11, DEPARTMENT 11, AGENCY 01, ACCOUNT 141.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

MOTIONS.

Councilman Martinez suggested communication be sent to the Mayor, Business Administrator and Acting Tax Collector requesting investigation as to why Ebony Manor, Public Service Electric and Gas Company, Ballantine, Central Railroad, University Court, Robert Treat Hotel are delinquent in taxes amounting to over \$2½ million. He felt the City should either collect the back taxes by the first of the year or institute foreclosure proceedings.

Councilman James questioned why Holiday Inn was not included in this list of delinquents. He understood they are one of the largest taxpayers to be delinquent.

Councilman James continued with respect to Ebony Manor, he understood the City has taken ownership, has foreclosed and has entered into a lease contract with the

original purchaser of Ebony Manor.

Councilman Carrino suggested that the Acting Tax Collector be requested to submit a list of the 50 most delinquent taxpayers and ascertain why taxes are not being collected on those properties.

Councilman Bottone agreed with the thoughts expressed by Councilman Carrino and felt perhaps some kind of partial agreement can be made with these taxpayers.

7-M-a.

A MOTION REQUESTING AN INVESTIGATION INTO THE BACK TAXES OWED BY MAJOR PROPERTY OWNERS IN THE CITY OF NEWARK AND FURTHER REQUESTING A LIST OF THE 50 MAJOR DELINQUENT TAXPAYERS BE FORWARDED TO THIS OFFICE, was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-b.

A MOTION URGING THE DEPARTMENT OF TRANSPORTATION OF NEW JERSEY AND PUBLIC SERVICE ELECTRIC AND GAS COMPANY TO RESOLVE ANY DIFFERENCES OVER THE ESTABLISHMENT OF A TRAFFIC SIGNAL AT THE CORNER OF HILLSIDE AVENUE AND WEST RUNYON STREET TO FACILITATE THE FLOW OF TRAFFIC FROM ROUTE 78 AS WELL AS TO PROTECT SCHOOL CHILDREN AND CITIZENS IN THAT AREA, was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

7-M-c.

A MOTION REQUESTING THE MAYOR'S POLICY AND DEVELOPMENT OFFICE AND DEPARTMENT OF ENGINEERING TO CONTINUE WITH PLANS HERETOFORE AGREED UPON FOR THE CONSTRUCTION OF VARIOUS PLAYGROUNDS AND PARKS AS QUICKLY AS POSSIBLE INCLUDING AMONG OTHERS SOUTH WARD BOYS' CLUB PLAYGROUND, ST. PETER'S EXPANSION PROGRAM, DAYTON STREET BOYS' CLUB AND ST. BENEDICTS FIELD, was made by Councilman James, seconded by President Harris and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The Acting City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED NOVEMBER 13, 1978, NOMINATING MR. ANTHONY D. BURKE, 254 CLIFTON AVENUE, NEWARK, NEW JERSEY, AS A MEMBER OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL OF THE CITY

OF NEWARK, FOR A TERM COMMENCING FROM DATE OF CONFIRMATION AND EXPIRING AUGUST 31, 1979.

(Copy of communication submitted to each Member of the Council)

(Mr. Burke met with the Council December 5, 1978)

A motion to confirm the nomination of Mr. Anthony D. Burke, as a Member of the Board of Alcoholic Beverage Control of the City of Newark, for a term commencing from date of confirmation and expiring August 31, 1979 was made by Councilman Carrino, seconded by Councilwoman Villani.

Councilman Martinez noted this Council has never had the opportunity to vote for several Department heads. He felt a stand should be taken that no appointments be confirmed by the Council until the Mayor submits the names of every Department head for confirmation.

Councilman Carrino agreed with remarks made by Councilman Martinez but felt all three nominees to the Board of Alcoholic Beverage Control should be considered alike. He felt if this is a way to compel the Mayor to submit the names of Department heads, then he is in agreement with that move.

President Harris: Will the Council confirm this nomination.

Yes: Councilmen Bottone, Carrino, Villani.

No: Councilmen Grant, James, Johnson, Martinez, Tucker, President Harris.

President Harris: This nomination is not confirmed.

8-b.

The Acting City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED NOVEMBER 13, 1978, NOMINATING MR. DONALD B. HANNON, 353 CHAPMAN STREET, NEWARK, NEW JERSEY, AS A MEMBER OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL OF THE CITY OF NEWARK, FOR A TERM COMMENCING FROM DATE OF CONFIRMATION AND EXPIRING AUGUST 31, 1980.

(Copy of communication submitted to each Member of the Council)

(Mr. Hannon met with the Council December 5, 1978)

A motion to confirm the nomination of Mr. Donald B. Hannon, as a Member of the Board of Alcoholic Beverage Control of the City of Newark, for a term commencing from date of confirmation and expiring August 31, 1980 was made by Councilman Bottone, seconded by Councilman Grant.

Councilman Martinez trusted his colleagues would act in the same manner as they did with the previous nominee and further the Mayor be notified that the Council will not approve any board members until Department Heads names are submitted for confirma-

December 6, 1978

tion or rejection.

Councilman Grant questioned Assistant Corporation Counsel Matthews if it is necessary for the Mayor to offer names for confirmation for various Department heads upon being newly elected to office.

President Harris replied he does not think Assistant Corporation Counsel Matthews is aware of the legal opinion submitted with respect to this question and he requested Acting City Clerk Korngut to forward a copy of the legal opinion with respect to confirmation of Department Heads to the new Members of the Municipal Council.

Councilman Carrino said if the 3 names to the Board of Alcoholic Beverage Control are not confirmed, he would then make a motion to forward a letter to the Mayor with respect to the appointments of Directors of all departments.

Councilman Bottone stated he wonders if there is a hidden motive in the action being taken with respect to these nominees. Although Mr. Hannon comes from the West Ward, he is not his nominee but the Mayor's. However, he knows this individual is capable and will do an excellent job.

Councilman Bottone pointed out the previous Council had researched the matter of the Mayor with respect to appointments of Department Heads and it was determined he had the prerogative to have holdovers as Department Heads and the Council learned they were unable to do anything about that.

Councilman Martinez felt the Council should stand up and be counted. The Council has been talking for 4 years why they have not been able to confirm Department Heads and the Mayor has indicated he will keep them as holdovers.

President Harris: Will the Council confirm this nomination?

Yes: Councilmen Bottone, Grant, Johnson, Villani.

No: Councilmen Carrino, James, Martinez, Tucker, President Harris.

President Harris: This nomination is not confirmed.

8-c.

The Acting City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED NOVEMBER 13, 1978, NOMINATING MR. JAMES SLAUGHTER, 66 COMMONWEALTH AVENUE, NEWARK, NEW JERSEY, AS A MEMBER OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL OF THE CITY OF NEWARK, FOR A TERM COMMENCING FROM DATE OF CONFIRMATION AND EXPIRING AUGUST 31, 1981.

(Copy of communication submitted to each Member of the Council)

(Mr. Slaughter met with the Council December 5, 1978)

December 6, 1978

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A motion to confirm the nomination of Mr. James Slaughter, as a Member of the Board of Alcoholic Beverage Control of the City of Newark, for a term commencing from date of confirmation and expiring August 31, 1981.

President Harris: Will the Council confirm the nomination?

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani.

No: Councilmen Carrino, Martinez, President Harris.

President Harris: This nomination is confirmed.

8-d.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK RECEIVED NOVEMBER 27, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING A REDEVELOPMENT PLAN FOR CITY TAX BLOCK 2040, LOTS 1 AND 2 ONLY."

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion directing the Acting City Clerk to place this ordinance on the December 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-e.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 27, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING AN AMENDMENT TO URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE HILL STREET REDEVELOPMENT PROJECT N.J.R-49 (EIGHTH AMENDMENT)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 20, 1978 Calendar of the Municipal Council for first reading was made by President Harris, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-f.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 27, 1978, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF LILLIE STREET, AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 50 FEET IN WIDTH AND EXTENDING FROM SEVENTEENTH AVENUE TO EIGHTEENTH AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

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(Approved by Central Planning Board)

A motion to defer action on this ordinance and directing the Acting City Clerk to invite Executive Secretary Adams, Central Planning Board and Acting Executive Director Hill, Newark Housing Authority to meet with the Council at their pre-meeting conference December 19, 1978 was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-g.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 27, 1978, ENCLOSING PROPOSED "ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, REAPPROPRIATING CERTAIN MONEYS, INCLUDING BOND PROCEEDS NOT NEEDED FOR PURPOSES FOR WHICH SUCH BONDS WERE ISSUED, TO CAPITAL SURPLUS FUND AND TO OTHER PURPOSES FOR WHICH BONDS WERE AUTHORIZED BUT NOT ISSUED, PROVIDING FOR THE CANCELLATION OF CERTAIN PRIOR APPROPRIATIONS AND AMENDING NUMEROUS ORDINANCES OF THE CITY TO ACCOMPLISH SAME."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see 6-F-o, on page 15 in the minutes of this meeting)

8-h.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 27, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CUSTER AVENUE AS A ONE-WAY STREET."

(Custer Avenue, Westbound, from Osborne Terrace to Seymour Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-i.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 27, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-

WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING MELROSE AVENUE AS A ONE-WAY STREET."

(Melrose Avenue, Southbound, from 18th Avenue to Irvington Town Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to return this ordinance to Administration, per their request, was made by Councilman Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-j.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK RECEIVED NOVEMBER 27, 1978, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Abington Avenue, from Mount Prospect Avenue to Lake Street

Ballantine Parkway, from Mount Prospect Avenue to Lake Street

Berkeley Avenue, from Mount Prospect Avenue to Lake Street

Third Avenue, from Mount Prospect Avenue to Clifton Avenue

Treadwell Street, from Mount Prospect Avenue to Ridge Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-k.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 27, 1978, ENCLOSING PROPOSED "ORDINANCE APPROVING THE PURCHASE OF PREMISES COMMONLY KNOWN AS 294-308 AVENUE P, BLOCK 5060, LOT 138, NEWARK, NEW JERSEY, FROM THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-5. (\$77,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the Acting City Clerk to invite Corporation Counsel Perillo and Director of Engineering Zach to meet with the Council at their pre-meeting conference December 19, 1978 was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

8-1.

The Acting City Clerk presented PROPOSED "ORDINANCE NAMING AND DESIGNATING AS "MILDRED HELMS PARK" THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

8-m.

The Acting City Clerk presented PROPOSED "ORDINANCE REPEALING AN ORDINANCE ENTITLED, 'AN ORDINANCE NAMING AND DESIGNATING AS 'SAMUEL E. COOPER MEMORIAL AREA' THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE,' 6-S & F-d ADOPTED MARCH 4, 1959."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 20, 1978 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

No: Councilman Carrino.

8-n.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 6, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE AMENDING AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING THE POSITION OF SCHOOL TRAFFIC GUARD (PART TIME) IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR' (6-S & F-bk) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO. (TO ADJUST SALARIES)."

(School Traffic Guard

During first year of service	\$3.35 per hour
During second year of service	4.02 per hour
During third year of service	4.68 per hour)
During fourth year of service	5.36 per hour)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see 6-F-p, on page 16 in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The Acting City Clerk reported the following Bingo and Raffles Licenses were issued from November 3, 1978 to November 28, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Beth David Jewish Center	7563 (Amended)
Queen of Angels Church	7564 (Amended)
St. Francis Xavier Parent Teachers Guild	7653 (Amended)
St. Mary's Church of the Immaculate Conception	7672 (Amended)
Alanon Association	7740 (Amended)
Parent Association of St. Benedict Elementary School	7743 (Amended)
Blessed Sacrament High School Advisory Board	7747 (Amended)
Holy Name Society - Sacred Heart Church of Vailsburg	7765 (Amended)
St. Francis Xavier Parent Teachers Guild	7782 (Amended)
Babyland Nursery, Inc.	7818
Beth David Jewish Center	7821

BINGO LICENSES (Continued)

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels Catholic Church	7824
Rosary Confraternity - St. Rose of Lima Church	7826
Residents for Community Action	7828
Carnevale - Spitz, Chapter #3-DAV	7833
Congregation Ahavas Sholom	7835
Congregation Chevra Anshe Lubovita	7836
Remco Industry - Chapter of Deborah	7838

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society - Sacred Heart Church of Vailsburg	7565 (Amended)
New Ark School, Inc.	7763 (Amended)
Mothers' Club of Essex Catholic High School	7807
St. Michael's Russian Orthodox Greek Catholic Church	7819
Association of Friends and Employees of St. Michael's Medical Center, Inc.	7820
Rosary Altar Society - Sacred Heart Church of Vailsburg	7822
Rosary Altar Society - Sacred Heart Church of Vailsburg	7823
Clear View Baptist Church	7825
The St. James Young Men's Club	7827
Parents and Guardians Guild of SVA	7829
Parents and Guardians Guild of SVA	7830
Parents and Guardians Guild of SVA	7831
Our Lady of Mt. Carmel Parent Teachers Association	7832
Sacred Heart Church	7834
Eastern Rite Mission of the Most Holy Redeemer of the State of New Jersey	7837

A motion to concur in the Report was made by Councilman Tucker, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

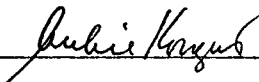
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

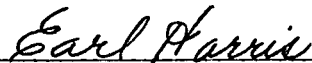
Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 4:10 P. M.

APPROVED:



Archie Korngut
Acting City Clerk



Earl Harris
President

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Newark, New Jersey, December 8, 1978

December 8, 1978

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:40 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 6, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

Acting City Clerk Korngut read letter, dated December 6, 1978, from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, at 11:00 A. M., Friday, December 8, 1978, or as soon thereafter as the Council can convene, to consider the proposed resolution approving settlement of the appeal by the Newark Board of Education from the reduction of its budget for the school year 1978-79, and the proposed ordinance creating certain positions in the Newark Municipal Court.

ORDINANCES ON FIRST READING.

6-F-a. The Acting City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS IN THE OFFICE OF THE MAYOR, MUNICIPAL COURTS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Councilmen Bottone, Johnson, Tucker, Villani.

No: Councilmen Carrino, Grant, James, Martinez, President Harris.

December 8, 1978

Councilman Carrino asserted this is another instance where a program was instituted under Federal money and now that the Federal Program is being terminated, they want to include the program in the City Budget. In light of the pending layoffs, he believes it would not be prudent to include a supplementary program within the City Budget when essential services are being terminated.

Councilman Bottone noted these are 13 employees in the Municipal Court who have a lot to do with collecting traffic revenues. The Municipal Council will be reviewing the budget in a short time and at that time they could eliminate positions that are not necessary.

Councilman Tucker related the Court Administrator's Office has been in the Newark Municipal Court for approximately seven years. He made the motion, seconded by Councilman Carrino, when they originally created these positions, contingent upon receipt of Anti-Recession funds. The reality of the situation is if the Council were to move affirmatively on this ordinance, they would still have to consider cutting the program at budget time. Since they have not moved affirmatively on this ordinance, all the employees of the Court Administrator's Office will now be laid off. They have been under a tremendous amount of public scrutiny regarding how the municipal court system is functioning. Without any administrative staff, they will be in a very awkward position. Councilman Tucker urged his colleagues to make their own individual determination based on this reality.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING SETTLEMENT OF CURRENT APPEAL BY NEWARK BOARD OF EDUCATION ON THEIR 1978-1979 SCHOOL BUDGET IN AMOUNT OF \$3,000,000.; FURTHER CITY WILL APPROPRIATE AN ADDITIONAL AMOUNT OF \$4,600,000. TO FUND THE BOARD'S DEFICITS FOR YEARS 1976-77 AND 1977-78; FURTHER AUTHORIZING CORPORATION COUNSEL TO EXECUTE ALL NECESSARY DOCUMENTS INCLUDING BUT NOT LIMITED TO THE AGREEMENT, A COPY OF WHICH IS ANNEXED HERETO, TO EFFECT SETTLEMENT OF AFORESAID BUDGETARY MATTERS BETWEEN CITY OF NEWARK AND NEWARK BOARD OF EDUCATION, EXPRESSLY CONTINGENT UPON REVIEW AND EXECUTION BY CORPORATION COUNSEL OF ANY AND ALL DOCUMENTS HE DEEMS NECESSARY TO EFFECT TERMS OF THIS SETTLEMENT AND PROTECT INTERESTS OF CITY OF NEWARK.

WHEREAS, on February 9, 1978, the Board of Education of the Newark School District passed a resolution adopting a budget of \$153,969,978.00 for the school year 1978-1979 and certifying the sum of \$38,338,147.00 as the amount necessary to be appropriated by the Newark Municipal Council for the use of the public schools in the district; and

WHEREAS, on February 14, 1978, the Board of School Estimate of the Newark School District fixed and determined \$30,123,837.00 as the amount necessary to be appropriated by the Newark Municipal Council for the use of the public schools in the district for the school year 1978-1979; and

WHEREAS, on March 27, 1978, the Newark Municipal Council appropriated the sum of \$30,123,837.00 for the use of the public schools of the Newark School District for the school year 1978-1979; and

WHEREAS, the Board of Education filed an appeal of the actions of the Board of School Estimate and the Municipal Council reducing the School budget for 1978-1979 with the Commissioner of Education, State of New Jersey; and

WHEREAS, audit reports for the school years ending June 30, 1977 and June 30, 1978 disclosed deficits totaling \$4,610,537.00; and

WHEREAS, the City of Newark deems it in its best interests to resolve both the budget appeal before the Commissioner of Education and the matter of the deficits; and

WHEREAS, the Board of Education has proposed a plan to resolve the past deficits and to prevent future deficits,

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the appeal by the Newark Board of Education of the reduction in their budget for the school year 1978-1979 is to be settled, subject to Section 2 herein for \$3,000,000. In addition, the City will appropriate the amount of \$4,600,000. to fund the Board's deficits for the years 1976-77 and 1977-78.

Section 2. That the Corporation Counsel be and he is hereby authorized to execute all necessary documents including but not limited to the agreement, a copy of which is annexed hereto, to effect the settlement of the aforesaid budgetary matters between the City of Newark and the Newark Board of Education. This settlement is expressly contingent upon the review and execution by the Corporation Counsel of any and all documents he deems necessary to effect the terms of this settlement and protect the interests of the City of Newark.

Section 3. That copies of such documents, duly executed, shall be filed by the Corporation Counsel with the City Clerk.

President Harris said he understood there were going to be some additions to the resolution.

Councilman Grant stated recognizing that the Municipal Council does not have legal right or authority to dictate to the Newark Board of Education how it should spend its money, but the Commissioner of Education does, his vote is contingent upon getting a verification in writing from the Board of Education that they are going to determine how and where this money is going to be spent simply because there are persons being considered for layoffs, departments being considered for layoffs that he just cannot condone.

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Acting City Clerk Korngut read the agreement attached to the resolution.

"It is this day of December, 1978, mutually agreed by and between the mayor of the City of Newark and the executive superintendent and president of the Newark Board of Education (Board) that:

1. The executive superintendent will recommend to the Board a budget not to exceed 151 million dollars, inclusive of all federal, state and local contributions for all school purposes, for the 1979-1980 school year. The mayor will support the approval of the executive superintendent's recommended budget as aforesaid at meetings of the Newark Board of School Estimate held to fix and determine the amount of money necessary to be appropriated as the local share for the use of the public schools. The mayor will recommend to the Newark Municipal Council an appropriation in an amount equal to the local share of the school budget required by the executive superintendent's recommended budget.

2. The executive superintendent and president of the Board will forward to the business administrator of the City of Newark, prior to their adoption, copies of any resolutions authorizing transfers of funds within the budget of the Board.

3. In the event that the Board receives a restoration of state aid for the school year 1978-1979, such aid shall not be used to increase the appropriations of the Board but shall be used to reduce the tax levy in the following manner:

a. If the state aid is restored before the 1979 tax levy is struck, it shall be used to reduce the 1979 tax levy.

b. If the state aid is restored after the 1979 tax levy is struck, an amount equal to such aid shall be maintained as a free and unencumbered balance and appropriated in the ensuing school year to offset the 1980 tax levy.

This agreement is conditioned on the approval of the proposed settlement of the Board's budget appeal and the resolution of the Board's deficit by the Board, the Newark Municipal Council and the Commissioner of Education.

KENNETH A. GIBSON, Mayor
City of Newark

CARL SHARIF, President
Newark Board of Education

ALONZO KITRELS
Executive Superintendent,
Newark Board of Education"

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66!

Councilman Grant recommended, relative to statement made earlier and understanding the Council cannot dictate to the Board of Education how to spend its money but the Commissioner of Education can, to embody within the agreement that the Commissioner of Education in his discretion retain the Department of Recreation in the Newark Public School System.

Councilman James said his statement is based on whether Councilman Grant's recommendation is going to be incorporated in a statement to the Commissioner of Education or in the resolution. The Commissioner of Education already indicated he will not intervene in selecting programs for the City of Newark. If the Council is of that position, then he would like to see it embodied in the resolution. Councilman James asked if it will be incorporated in the resolution which will be an agreement between this body and the Executive Superintendent of Schools, which would be binding.

President Harris indicated he was attempting to get the thinking of the Council Members incorporated in the language of the resolution.

Councilman James believed Councilman Grant's statement was addressed to the Commissioner of Education. He proposed it be so stated in the resolution. In view of its importance for Newark youngsters and because of prior history, certainly it is in direct relationship to increased crime, drug abuse and public ills in the City so that it is incumbent upon the Board of Education to include the full complement of recreation presently existing in the 1977-78 Budget and also for the 1978-79 Budget. The resolution, if adopted by the Municipal Council, will have affixed the signature of the Executive Superintendent of the Newark Board of Education and he will be obligated to carry out the restraints of this resolution.

Councilman Tucker clearly indicated he supports the Department of Recreation, the School Aides, School Crossing Guards, Police personnel, etc. He thinks if they amend the resolution, they will be clearly indicating recreation is a high priority of this Council. If they move to say the Executive Superintendent of the Newark Board of Education should sign the resolution with the stipulation that recreation remain at the 1977-78 level and also be included at that level in the 1978-79 Budget, they would be allowing themselves to fight recreation versus other aspects. The Council's position should be that they support all persons who are part of the educational institution. If they are going to put stipulations in the resolution, then they should deal with Councilman Johnson's recommendation to eliminate chauffeurs and other unnecessary help, but if they are going to get into that, he thinks it will be the demise of the settlement they are talking about now. Either they are going to attempt to settle the deficit,

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or they are going to allow the Commissioner of Education to make a decision on the matter. Councilman Tucker concluded he wants to make himself clear that he supports recreation and he thinks each Member of the Council should utilize his political influence with the Executive Superintendent of the Newark Board of Education to deal with this matter. By adding these particular points in the resolution would jeopardize resolving the settlement and subsequently allow the Commissioner of Education to make a determination which would not be in the best interest of the citizens of the City of Newark.

Councilman Carrino contended the solution is much more complicated. As long as the City carries a deficit on its rolls, a deficit incurred by the Board of Education, it is still being carried by the City and will hurt the City's ability to sell bonds. The solution to this problem is directly related to the educational system of 68,000 Newark youngsters and the overall solution is to carry on the function of education. The solution will result in giving the Board of Education direction as to how many employees will be laid off to carry on the rest of this year, and will guarantee by executive order of the Commissioner of Education that any transfer of funds by the Board of Education will have to be approved by the Auditor General and County Superintendent of Schools, copy of which will be sent to the Business Administrator and Municipal Council so that any possibility of deficit spending will be a criminal act.

Councilman Carrino continued although there are pending layoffs in the City, they know they cannot use the money they give to the Board of Education to stop one layoff in the City. It is their responsibility to diminish, at this point, whatever effect layoffs are going to have on the City. Since the solution of this problem will eliminate most of the Board of Education layoffs, he thinks it is the Council's responsibility to do that and concentrate on what they have to do for the City employees facing layoffs. Finally, and most important, if the Council does not vote on this resolution it is very possible that the Board of Education's appeal to the Commissioner of Education would allow him to order the City to pay more money to the Board of Education than the amount in this resolution. Councilman Carrino agreed with Councilman Tucker that no matter what they put in the agreement, it will not force the Board of Education or the Commissioner of Education to determine to retain recreation. Therefore, he thinks the Council should look at the overall picture.

Councilman James declared he is not of the opinion that there will be no continuing deficit spending by the Board of Education which has created the present problem. The suggestion by the Commissioner of Education that he will expand the powers of the Auditor General whose powers are limited to commanding information, is still a suggestion

by the Commissioner of Education and the Council should recall that the State assured them two or three years ago that they would not be in the crisis they are in today. Councilman James pointed out the resolution before the Council does not address itself to program suggestions and he believes if this Council is going to dip into the taxpayers' treasury and give \$7.6 million to the Board of Education, it becomes incumbent upon the Council to make some suggestions. The Council does not know if they give \$7.6 million to the Board of Education that there are going to be \$3 million cuts in programs and personnel. If they give the Board of Education nothing, and the Board of Education appeals to the Commissioner of Education, there will be \$3 million cuts in programs and personnel. Therefore, he is of the opinion if the Council is going to be a part of the solution for a \$3 million program and personnel reduction, certainly he is going to make recommendations, or not support the resolution at all.

Councilman James further pointed out this resolution does not address itself to any central office reduction whatsoever. The central office staff continues to increase although the student population in Newark continues to decrease. Further, this resolution has no mention of all the frills and continued irresponsible deficit spending by the Board of Education. Councilman James reiterated he does not see how they can give the Board of Education \$7.6 million and not ask for any concessions whatsoever. They would be giving the Board of Education a "blank check" and he is opposed to that. If he is going to vote for this resolution which will be a binding agreement with the Executive Superintendent of the Board of Education, he is very definitely going to make a recommendation for recreation. If they are going to lay off police in the City of Newark, close down recreation centers in the City of Newark, he is very much concerned that they need recreation more than ever in the City of Newark. If it is contained in the resolution and agreement with the Executive Superintendent of the Board of Education that there will be no reductions in the recreation program, he will vote in the affirmative today, otherwise he will not support it.

Councilwoman Villani said she is accepting this proposal because she feels it contains enough safeguards to insure that State Aid which is received is used to reimburse the overexpenditures and to insure that this situation does not arise again.

Councilman Tucker contended the Board of Education and the Board of School Estimate are responsible for the education of the children. When they talk about giving any entity in the Board of Education any priority, they will in effect jeopardize the agreement which is before them now. He is not willing to say who should be laid off. The Mayor has indicated he is going to close John F. Kennedy Recreation Center,

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Ironbound Recreation Center and other facilities. He did not support closing the facilities when the Mayor said it and he does not intend to support closing the facilities when the matter comes up at budget time, but he does believe the children in the City of Newark need to be supported at this point and time. Councilman Tucker did not believe the Council should make amendments to this particular resolution so stringent and tying that the Board of Education will not agree to it, nor will the Commissioner of Education subsequently agree to it, which would mean that the decision would be handled by the State Board of Education or the State Commissioner of Education. If the Commissioner of Education handles this particular determination, then it will have an adverse effect on all citizens of the City of Newark. If the Commissioner of Education, in his wisdom, makes a determination, they may very well be dealing with not \$7.6 million but \$11 million because that is the appeal the Board of Education has currently put before the Commissioner of Education. If that determination is made, it will have a direct impact over an already low amount of anticipated revenues that they will be dealing with in the 1979 Budget and the amount of money they will have to effectively deal within the 1979 Budget.

Councilman Tucker asserted it is not a simple issue as to whether or not the Council supports recreation. It is a matter of whether or not they are going to make a settlement on a matter that has a grave impact on all City Agencies. If there is a deficit in the Board of Education and they allow it to continue, it will have an adverse effect on the City's bonding ability. Councilman Tucker urged his colleagues not to try to deal with recreation versus other essential services.

Councilman Bottone agreed with Councilman Tucker. He too does not want to be put in a position of bargaining with one agency or department against another. The City has seen fit to close recreation facilities, but they have to have recreation in the City of Newark. Councilman Bottone felt what is more important and should be brought back home is the fact that the Board of Education, at any time they wish, can spend money when they have not done their job to keep a tight budget. After the Council worked so hard to cut taxes and develop a surplus, this money is being eaten up by the Board of Education.

Councilman Bottone hoped the Board of Education would see fit to make recommended cuts in each department, not eliminate a whole department, where it would not hurt the efficiency of education. Councilman Bottone concluded he would vote for this resolution with reluctance, but he would hope the Board of Education would have a change of heart concerning recreation.

Councilman Johnson asserted the Council cannot allow the children to be without recreation at this time, with the condition the City is in, so his vote will be in support that the Recreation Department be retained. He too feels the Board of Education should have the say as to the extent of cuts at this point, but he will have to vote based on the fact that recreation be included.

President Harris queried in view of what was stated in conference and what has been stated here if it was within the Council's purview to include the proposed amendment to this resolution.

Councilman Grant reiterated in essence the amendment to this resolution would include that the Executive Superintendent of the Board of Education mandate that the Department of Recreation be retained.

Corporation Counsel Perillo stated this amendment, as he understands it, would make this settlement contingent on a further agreement by the Executive Superintendent of the Board of Education that he would continue the Department of Recreation in its present form for the school years 1978-79 and 1979-80. The resolution before the Council now may be misconceived by some of the Members of the Council. It does not call for the abolition of the Recreation Program in the Newark Board of Education. It does not call for the abolition of the use of paraprofessionals in the Newark Board of Education. It authorizes the settlement and consistent with that settlement, recognizes that the Board of Education is looking for \$6.3 million and is spending as if they have \$6.3 million. It is now going to agree to settle that appeal for \$3 million, so it follows that the Board of Education has to decide where they are going to take \$3 million out of their budget.

Corporation Counsel Perillo pointed out this resolution, in its present form, as originally proposed, does not say they have to take it out of recreation or they do not have to take it out of recreation. Corporation Counsel Perillo felt the addition of the language proposed by Councilman Grant would put this Council in a position where they would be doing something in terms of the educational system of the City of Newark. He recalled at a meeting with the Council, the Commissioner of Education indicated he would never get involved in it and that is dictating down to the details what the Newark Board of Education can and cannot spend its money that this Council appropriates. Corporation Counsel also felt that the broad parameters of the money they have, that will be available above the 1978-79 school year and 1979-80 school year is to provide a thorough efficient education to the children of the City of Newark. He has the same reservation that the Commissioner of Education had on Wednesday, whether it is wise to take it any step beyond that.

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Councilman James referred to letter dated December 1, 1978 from Executive Superintendent Kittrels to Board of Education President Sharif. He believes programs listed in Category 3 are the programs which would be immediately reduced. It also calls for the elimination of some 70 recreation teachers at a saving of \$500,000. and may refer to laying off some others as well. If it is not incorporated in the resolution, then he is of the opinion that the \$7.6 million settlement and the document dealing with reductions in Category 3 will be the package which will be forwarded to Commissioner Burke. Therefore, as he indicated, it is not his intent, nor does he have that right, to suggest educational priorities to the Board of Education. The Council is meeting here under unique circumstances and they are asking for a partnership deal between the Board of Education and Municipal Council and/or City of Newark so they have to look at the total situation.

Councilman James reiterated he would have to consider himself blind not to recognize that municipal recreation centers are earmarked to be closed. In concert with no layoff of policemen, he feels, looking to the City and truthfully knowing the value of recreation as being a conduit for many students, he is making an objective evaluation that he cannot look at the City of Newark without recreation for the youngsters. That is why he wishes to make that recommendation.

President Harris asked if it is the opinion of the Corporation Counsel that the resolution before the Council cannot or should not contain the amendment suggested by Councilman Grant.

Corporation Counsel Perillo replied he heard this suggestion today for the first time. He has not had a chance to look at it. There are all sorts of problems which he can foresee, both in terms of the settlement and the legality of the proposed motion by Councilman Grant. He does not profess to be an expert in knowing the legal intricacies of the Board of Education, but it is his understanding that the Executive Superintendent's functions in the Board of Education are just like the Mayor's functions in this organization. If changes are going to be made in recreation programs, it is inconsistent with the prior actions of the Newark Board of Education. He believes this past Tuesday the Executive Superintendent of the Board of Education made a proposal which was incorporated in the letter referred to by Councilman James, and the Newark Board of Education rejected it. At least he feels he has to go to the Board of Education in order to make modifications in the Newark Board of Education Recreation Programs. Corporation Counsel Perillo said he does not know, at this late date, what Councilman Grant's proposal would do, but he does know that this substantially alters

the terms of the settlement which they have been dealing with over the past couple of weeks. This new wrinkle may be something which means the settlement may not come about. This Council would be doing what the Commissioner of Education indicated to the Council he would not do and that is get involved with intricate details in terms of what has to stay and what has to go. Corporation Counsel Perillo added he does not know whether or not that is proper for this Council to do even as part of this settlement, but he thinks it will complicate the situation substantially.

Councilman Tucker noted the Board of Education is operating under \$153 million as of today and most of them know the Board of Education does not have \$153 million and this settlement will not put it back to \$153 million. Therefore, the Board of Education is going to be faced with a cut of \$3 million pending approval of this agreement by the Municipal Council. That cut is not just reflected in the 1978-79 school year but is also going to be cut in the 1979-80 school year, a cut that is going to have a far reaching impact on the Board of Education System. Councilman Tucker declared he does not support the position that the total Department of Recreation should be abolished, as the Executive Superintendent of the Board of Education recommended. The Executive Superintendent and the Board of Education should sit down and address that. Councilman Tucker said he does not believe if they jeopardize the settlement that it is going to be in the best interest of the citizens of the City of Newark. They should not place one educational priority above another. That is the responsibility of the Board of Education.

President Harris felt this settlement should not be jeopardized by putting therein a mandate that they cannot lay off one recreational teacher, and he thinks that is what is embodied in the recommendation.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino.

Councilman Tucker stated consistent with the Council's recommendation that recreation be included in the resolution, he suggested the Council direct the Acting City Clerk to inform Executive Superintendent Kittrels and Newark Board of Education President Sharif of the Council's strong opinion that the current Recreation Program presently funded by the Newark Board of Education is essential and in the best interest of the residents of the City of Newark and should therefore be retained. He does not believe it should be embodied in the agreement before them.

Councilman Johnson reiterated the Department of Recreation is the only department brought to their attention that is going to be totally abolished.

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Councilman James believed the motion made by Councilman Tucker, seconded by Councilman Carrino, leaves no concern or mention of recreation and the net result will be the elimination of this program and although it has been mentioned in the document that there will be some centers left, this has not been spelled out. Councilman James opined Category 3 of this document can be changed. They have not received an official recommendation from the Executive Superintendent of the Board of Education. The Board of Education has scheduled a meeting following this one, and he is of the opinion there will be substantial changes in Category 3. Councilman James declared this body has once again given a blank check and he trusts the Commissioner of Education will exercise restraint and give power to the Auditor General that there will be no future deficit spending and transfers which created the problem, but he is not of that opinion. This resolution is simply reaching into surplus funds and granting \$7.6 million to the Board of Education without any restraints being asked of the Board of Education.

Councilman James contended this resolution fails to address itself to continuing irresponsible deficit spending by the Board of Education, an excessive number of central office administrators in light of a decreasing student population, the luxury of chauffeurs and other educational frills. Vital educational programs and personnel will be "sacrificed" as a result of this politically expedient deal entirely divorced of academic concerns. The school children will be the real losers in the loss of vital programs as they play politics to bail out the Board of Education which is spending in violation of its 1978-79 Board of School Estimate legally set budget.

Councilman Carrino asked Corporation Counsel Perillo assuming the Council adopts this resolution today, if it becomes a binding agreement or if the Corporation Counsel will sit down with the Commissioner of Education to discuss the proposed agreement with him and if the Commissioner of Education does not give them definite consideration to this agreement that he will notify the Council this resolution would become binding.

Corporation Counsel Perillo replied assuming the Council adopts this resolution in its present form, the Board of Education has scheduled a meeting at 2:00 P. M. this afternoon to consider taking the same action the Council may take today. He will then require that the agreement, annexed to the Council resolution, be executed by the Executive Superintendent and the President of the Board of Education. He would have it executed by the Mayor and then on Monday a hearing is scheduled before the Hearing Officer designated by the Commissioner to hear the Board of Education's appeal. At that hearing, they will propose that the matter between the Board of Education and the

Board of School Estimate and City Council be settled and he would lay out for the Hearing Officer the terms of the condition on which they understand the settlement will be agreed to. In addition to the elements which are before the Council in the resolution and the side agreement, they will require, as the Commissioner of Education in his office indicated they will be agreeable to consider it, that they agree: 1) That they require the Newark Board of Education to furnish them with all requests for transfers of monies from the budget prior to those transfers being effective. Those requests should be furnished to the County Superintendent and the Auditor General. 2) That the Newark Board of Education will be required to demonstrate to the satisfaction of the Commissioner's Hearing Examiner and to the Commissioner of Education that they are going to effect the necessary economies to reduce their budget from the \$6.3 million request to the level of the \$3 million settlement. The Commissioner of Education indicated that he will require the Board of Education to demonstrate item by item that they are going to make these economies and these economies are real. Finally, Commissioner Burke indicated on Wednesday, and he would require it be part and parcel of this settlement, that part of his monitoring process to the Auditor General, if it became apparent to him that the Board of Education was at any time in danger of going into another deficit situation, he would not only advise the Newark Board of Education but he would also advise the Governing Body of that fact. That, as he understands it, coupled with the resolution and the extra agreement, is the entire settlement of this entire dispute.

Corporation Counsel Perillo continued he would require, consistent with the mandate to him by this resolution, that the necessary document be executed to effect all the terms and conditions of this agreement. If there was any deviation from anything he has indicated to the Council, he will come back to the Council before authorizing the execution of any document.

Upon question posed by Councilman Carrino, Corporation Counsel Perillo replied this resolution authorizes him to prepare the necessary documents, make sure that these terms in all of the details are consummated in a form that will protect the City of Newark. Should this settlement, in its present form, be deviated in any way, shape or form, he will not agree to any deviation without coming back to this City Council for their approval.

Councilman Carrino asked Auditor Huss with these transfers of funds having to be approved by two separate entities plus being presented to the City of Newark, if that will in any way be able to control deficit spending during the course of the year.

Auditor Huss replied it should be able to control deficit spending after the

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Auditor General and the Commissioner of Education act on it to assure deficit spending does not occur, and this information should be supplied to the Municipal Council.

President Harris declared not one Member of this Council condones what they are faced with because of lack of prudence with the Board of Education. It is something very unfortunate and they must face up to it because the City's reputation is at stake. At this moment, they are facing a situation where if the Board of Education deficit remains, it will most certainly hurt the City's ability to sell bonds in the immediate future and will effect additional essential services. President Harris stated emphatically that all nine Members of this Council most certainly are 1,000% for recreational activities.

The motion to adopt the resolution was declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Tucker, Villani, President Harris.

No: Councilmen Grant, James, Johnson, Martinez.

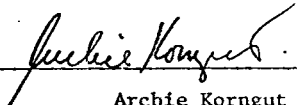
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.


This meeting adjourned at 2:45 P. M.

APPROVED:



Archie Korngut

Acting City Clerk



Earl Harris

President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:05 P. M.

President Harris called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Harris stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 8, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated December 8, 1978 from His Honor, Mayor Kenneth A. Gibson, requesting a special meeting of the Municipal Council, at 1:00 P. M. Tuesday, December 12, 1978, or as soon thereafter as the Council can convene, to consider the following items: 1) Emergency resolution in the amount of \$150,000. for Water Utility for construction of pipe line connecting the City system with Passaic Valley Water Commission; 2) Resolution to accept and expend grant funds awarded by LEAA under Comprehensive Area-Wide Crime Prevention Program in amount of \$449,271. for period commencing October 1, 1978 and ending September 30, 1979; 3) Budget insertion #41 in the amount of \$449,271. to provide funds for the Comprehensive Crime Prevention Program.

RESOLUTIONS.

7-R-a.

EMERGENCY RESOLUTION APPROPRIATING \$150,000., DEPARTMENT OF WATER UTILITY DIVISION OF WATER SUPPLY; TO PROVIDE FUNDS FOR A WATER MAIN CONNECTION FOR CITY OF NEWARK; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1979 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Engineering Zach and Budget Officer Banker met with the Council December 12, 1978)

December 12, 1978

A motion to adopt the resolution was made by President Harris, seconded by Councilman Tucker and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

/7-R-b.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ACCEPT AND EXPEND GRANT FUNDS AWARDED BY THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION UNDER THE COMPREHENSIVE AREA-WIDE CRIME PREVENTION PROGRAM, IN AMOUNT OF \$449,271., FOR PERIOD COMMENCING OCTOBER 1, 1978 AND ENDING SEPTEMBER 30, 1979, IN COMPLIANCE WITH APPROVED PROGRAM GUIDELINES ATTACHED HERETO, AND DESIGNATING MAYOR AND EXECUTIVE DIRECTOR OF MPDO/CDA AS AUTHORIZED REPRESENTATIVES OF CITY OF NEWARK TO ACT IN CONNECTION WITH THIS GRANT AWARD AND THEY ARE DIRECTED TO PROVIDE SUCH ADDITIONAL INFORMATION AS MAY BE REQUIRED. (CITY MUST PROVIDE 10% MATCHING FUNDS IN AMOUNT OF \$49,919. TO BE PROVIDED FROM FOURTH YEAR HOUSING AND COMMUNITY DEVELOPMENT ACT FUNDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Executive Director of Mayor's Policy and Development Office Allen and Budget Officer Banker met with the Council December 5, 1978)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James.

Councilman Grant questioned whether he could offer an amendment to this resolution in light of the conversation held earlier today that the possibility of 13 policemen could be salvaged as result of this particular legislation. He does not know if it is appropriate, if it is inappropriate he will withdraw it, but he would like the record to indicate that it was promised to us by the Administration that 13 police jobs could be salvaged.

President Harris said that Acting Executive Director Allen said that upstairs. He said he thinks that would be appropriate.

Councilman Carrino added he doesn't think that would be appropriate but he thinks for the record we could state that Acting Executive Director Allen, Mayor's Policy and Development Office indicated that 13 police officers would be accommodated under this grant by releasing money to put 13 police officers back in the budget and that is why we are interested in getting this program off the ground.

City Clerk D'Ascensio said he is to understand that the direction of the Council is to adopt this resolution and direct that a letter be sent in line with Councilman Grant's suggestion.

Councilman Tucker said he believes Acting Executive Director Allen, Mayor's Policy and Development Office said that when you take 13 policemen you are dealing with the total salaries of the entire grant. He thinks that is what Budget Officer Banker said when he was working out the financial formula. If he remembers correctly he said that 5 policemen are included within it. That is basically it. We could possibly consider getting more, but if he remembers correctly only 5, one for each of the precincts. He doesn't believe it was any more than that.

Councilman Carrino questioned Budget Officer Banker what the number was that Acting Executive Director Allen, Mayor's Policy and Development indicated upstairs

Budget Officer Banker replied that what Acting Executive Director Allen, Mayor's Policy and Development Office was representing to the Council was that 13 positions in total are provided in the grant budget. Of those 13, 4 are entitled "Crime Prevention Officer", in salary exactly equal to that which we pay policemen. In terms of the budget as presented in this resolution and the budget insertion, it would provide for 4 policemen to continue their employment, for a total of 13 positions. He thinks what Acting Executive Director Allen, Mayor's Policy and Development Office is attempting to represent is that it might be possible to renegotiate with LEAA to make some change. As presented it provides for 4 police officers.

President Harris stated that this will not be tied in as part of the amendment but wants to make it part of the record. In view of the fact the gentleman who will have the say so over this in terms of representing Washington, is a Newarker who resides in the South Ward and he stated upstairs he is very close to Councilman James. He would like to ask Councilman James to take it upon himself to be in touch with our mutual friend who has the sign off of whether we get it or not in terms of what can be done with the moneys, etc. to see to it whether we get get our mutual friend to bend a little in terms of possibly restoring additional policemen. It had to be done this way.

Councilman Martinez said his initial reaction at the last Council meeting was that \$449,000. was going to come in for police connected services. His initial reaction was not to be in favor of it because he thinks Administration at that time presented that no policemen would be hired. We had conversations with Acting Executive Director Allen, Mayor's Policy and Development Office, after the Council meeting and the F.O.P. President and himself and he was told perhaps maybe two or three policemen could be hired. When he first came here he received word that perhaps 13 or better could be hired and now he hears the figure is down to four and maybe not even four. It seems to depend on what LEAA would like to do. Based upon that, again his reaction would be the same thing. If we are going to come into the City of Newark with \$½

December 12, 1978

million in programs for police supported services and we are laying off policemen it doesn't make any sense. In April of this year the Administration presented us with 178 federal employees to pick up on the City budget and again we ran into this problem of laying off people. Perhaps if we didn't pick up the 178 maybe we wouldn't be laying off as many people as it was indicated by Administration today. Therefore, he will go back to his original thoughts and he thinks his feeling is the same. How can we accept money again from the Federal Government for police supported services and we are laying off police and Budget Officer Banker indicated, maybe, maybe, 4 people could be picked up. He thinks we have to look hard and strong at the programs that are being brought to us.

The motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,
President Harris.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

/ 7-R-c.

RESOLUTION REQUESTING DIRECTOR OF DIVISION OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, LAW ENFORCEMENT ASSISTANCE ADMINISTRATION, THE NEWARK COMPREHENSIVE CRIME PREVENTION PROJECT, \$449,271.; ITEM AVAILABLE FROM LAW ENFORCEMENT ASSISTANCE ADMINISTRATION, THE NEWARK COMPREHENSIVE CRIME PREVENTION PROJECT. (\$49,919. REPRESENTING AMOUNT REQUIRED FOR MUNICIPALITIES SHARE OF THE AFOREMENTIONED UNDERTAKING WILL BE PROVIDED FROM H.C.D.A. III THROUGH MAYOR'S POLICY AND DEVELOPMENT OFFICE (CRIME PREVENTION - 71-29-43)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Executive Director Allen, Mayor's Policy and Development Office and Budget Officer Banker met with the Council December 12, 1978)

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilwoman Villani and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Grant, James, Johnson, Tucker, Villani,
President Harris.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

December 12, 1978

With respect to Resolutions 7-R-c and 7-R-b, the City Clerk was directed to communicate with Business Administrator Buck indicating that the Council strongly urges that responsible Administration officials seriously explore the possibility of increasing the number of police officers to be funded with this grant money.

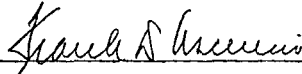
ADJOURNMENT.

12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

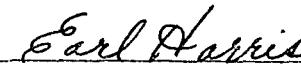
Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, President Harris.

This meeting adjourned at 2:15 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Earl Harris
President



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Newark, New Jersey, December 20, 1978

December 20, 1978

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend W. Chester Lane, Lane Tabernacle Church of God in Christ.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Michael P. Bottone Temporary President was made by Councilman Carrino, seconded by Councilman Grant.

There were no further nominations.

The motion to elect Councilman Michael P. Bottone Temporary President was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, Johnson, Martinez, Tucker, Villani.

Temporary President Bottone called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.
(Councilman James arrived at 8:25 P. M.)

Temporary President Bottone stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 12, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented QUARTERLY REPORT OF COMPREHENSIVE EMPLOYMENT AND TRAINING ADMINISTRATION (CETA) FOR PERIOD ENDING SEPTEMBER 30, 1978, SUBMITTED BY HARRY WHEELER, DIRECTOR, MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING.

(Copy submitted to each Member of the Council)

A motion that the Quarterly Report be received and placed on file was made by Temporary President Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

/ 4-b.

The City Clerk presented COPY OF MINUTES OF QUARTERLY MEETING OF THE SECOND RIVER JOINT MEETING, HELD SEPTEMBER 11, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Temporary President Bottone and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

/ 4-c.

The City Clerk presented REPORT OF OFFICE OF CONSUMER ACTION, FOR THE MONTH OF OCTOBER, 1978, SUBMITTED BY ACTING DIRECTOR HOPE JACKSON.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

/ 4-d.

The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD OCTOBER 12, 1978.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

/ 4-e.

The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF NOVEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilman Johnson, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

4-f.

The City Clerk presented ANNUAL REPORT, DEPARTMENT OF LAW, FOR THE YEAR 1977.

A motion that the Annual Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

4-g.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT HCDA-S, FOR PERIODS ENDING NOVEMBER 3, 1978 AND NOVEMBER 10, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-121, FOR PERIOD ENDING NOVEMBER 17, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECT R-58, FOR PERIOD ENDING NOVEMBER 24, 1978; LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS HCDA-S AND HCDA-J, FOR PERIOD ENDING DECEMBER 1, 1978; AND LISTING PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS R-32 AND R-121, FOR PERIOD ENDING NOVEMBER 3, 1978; AND INDICATING NO PROPERTY DEMOLITIONS FOR URBAN RENEWAL PROJECTS FOR PERIODS ENDING NOVEMBER 10, 1978, NOVEMBER 17, 1978, NOVEMBER 24, 1978 AND DECEMBER 1, 1978.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

4-h.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF NOVEMBER, 1978.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

4-i.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF JANUARY TO OCTOBER, 1978.

A motion that the Report be received and placed on file was made by Temporary President Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

4-j.

The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD OCTOBER 25, 1978.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Temporary President Bottone and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

4-k.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF THE BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD OCTOBER 25, 1978.

A motion that the Copy of Minutes be received was made by Councilman Grant, seconded by Councilman Johnson and adopted by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President Bottone called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Clinton Avenue and Lincoln Park

Right Turn Prohibition - East on Clinton Avenue to Southeast on Lincoln

Park, 7 A. M. to 5 P. M., School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table this ordinance was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Madison Avenue and South Fourteenth Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table this ordinance was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Court Street and University Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table this ordinance was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection Jackson Street and Market Street

Right Turn Prohibition - North on Jackson Street to East on Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are seven and the noes are none.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a

public hearing and be considered for further action on January 3, 1979.

(Councilman James arrived at 8:25 P. M.)

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:11-1, TRAFFIC CONTROL SIGNALS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Intersection of Lafayette Street and Prospect Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-F-f. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SAYBROOK PLACE AS A ONE-WAY STREET.

(Deleting Saybrook Place, Southbound, from Park Place to McCarter Highway)

(Adding Saybrook Place, Eastbound, from Park Place to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilman Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON GOBLE STREET.

(Goble Street, east side, beginning at a point 35 feet south of the southerly curblin of Murray Street, and extending 102 feet southerly therefrom. From 7:00 A. M. to 6:00 P. M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM BRILL STREET.

(Brill Street, from Christie Street to Fleming Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Temporary President Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a

public hearing and be considered for further action on January 3, 1979.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NORTH NINTH STREET AS A ONE-WAY STREET.

(North Ninth Street, Southbound, from Delavan Avenue to Newark City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-1.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, RESERVING PARKING SPACES ON GROVE STREET.

(Grove Street, West side, beginning at a point 216 feet south of the southerly curbline of Ruth Street and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS FROM CUSTER AVENUE AND SOUTH 17TH STREET.

(Custer Avenue, from Elizabeth Avenue to Osborne Terrace

South 17th Street, from Clinton Avenue to South Orange Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-F-l.

The City Clerk read AN ORDINANCE APPROVING A REDEVELOPMENT PLAN FOR CITY TAX BLOCK 2040, LOTS 1 AND 2 ONLY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-m.

The City Clerk read AN ORDINANCE APPROVING AN AMENDMENT TO THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE HILL STREET REDEVELOPMENT PROJECT N.J.R-49 (EIGHTH AMENDMENT).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-n.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING CUSTER AVENUE AS A ONE-WAY STREET.

(Custer Avenue, Westbound, from Osborne Terrace to Seymour Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-F-o.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Abington Avenue, from Mount Prospect Avenue to Lake Street

Ballantine Parkway, from Mount Prospect Avenue to Lake Street

Berkeley Avenue, from Mount Prospect Avenue to Lake Street

Third Avenue, from Mount Prospect Avenue to Clifton Avenue

Treadwell Street, from Mount Prospect Avenue to Ridge Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-F-p.

The City Clerk read AN ORDINANCE NAMING AND DESIGNATING AS "MILDRED HELMS PARK" THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Grant.

Councilman James hoped upon successful passage of this ordinance the City Clerk would be directed to request Public Works Director Toma to arrange for the construction and installation of an appropriate plaque identifying the "Mildred Helms Park" and in concert with this, the park at the corner of Chancellor Avenue and Schley Street which recently was named the "Bruce Branch Park." Councilman James felt they have been somewhat guilty of renaming parks by not actually showing any designation of parks and monuments.

Councilman James continued it was unfortunate that Cooper Memorial Park was destroyed and vandalized and it only came back through the efforts of Mrs. Helms who for eleven years built those beautiful garden type homes, 171 units of the finest homes in the City of Newark, and she labored to refurbish and bring back this park. Naming this park is recognizing a person, reflecting the community, who has made it possible. He will accept the challenge to recognize Councilman Cooper in further dedications throughout the ward.

Councilman Grant recalled two weeks ago at a public affair Mrs. Helms and Councilman James were honored for their years of community service and as part of the honoring ceremony they presented Mrs. Helms with the hope that this park would be named in her honor.

Councilwoman Villani noted this park was named for Councilman Cooper and a park in the Ironbound area was named after her late husband. She hopes that at a later date they will not change the name of the park.

Councilman Carrino felt it is a bad policy for the Council to change the names of existing parks and monuments which were named for individuals in the past. In the

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future, if people deserve to have a park or monument named after them, they should designate an unnamed park or play area.

Temporary President Bottone stressed the Samuel E. Cooper Memorial Area was named after the Councilman who served the City of Newark. He agreed with Councilman Carrino and hoped in the future they will name something in Councilman Cooper's honor.

The motion to adopt the ordinance on first reading was declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

No: Councilman Carrino.

Temporary President Bottone: The yeses are seven and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-q.

The City Clerk read AN ORDINANCE REPEALING AN ORDINANCE ENTITLED, "AN ORDINANCE NAMING AND DESIGNATING AS "SAMUEL E. COOPER MEMORIAL AREA" THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE," 6-S & F-d ADOPTED MARCH 4, 1959.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Grant, seconded by Councilman James and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

No: Councilman Carrino.

Temporary President Bottone: The yeses are seven and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS IN THE OFFICE OF THE MAYOR, MUNICIPAL COURTS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Presiding Judge Booker met with the Council December 8, 1978)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker.

Councilman Carrino stated many Federal Programs are being phased out. Since Federal money is running out, most of these department heads are coming to the Council asking that these programs be placed in the Municipal Budget. He is not disputing whether or not this program is good for the City or good for the Municipal Court. If this Federal Program is included in the Municipal Budget, it would have an effect on CAPS, the number of people to be laid off and somewhere along the line on the total operating budget. Councilman Carrino maintained if any of these Federally funded programs are not basic services, they should not be incorporated in the City Budget, but he hoped Administration can come up with a Federally funded program which will take on this program. Every department head and every member of Administration who comes before the Council must explain how important it is for a particular program to be included in the Municipal Budget. The Council must take responsibility right now if they are going to make sure that basic services are going to keep putting supplementary programs in the Municipal Budget or if they are going to make sure that basic services are going to be maintained in the City, that is keeping the teachers, policemen and sanitation men on the City payroll and whatever else they have to do. The Council should establish a policy now on all of the programs that will be facing them.

Councilman Tucker said he was not sure whether this proposed ordinance was in order. When these positions were originally created and placed in the Municipal Budget, the ordinance stipulated if Federal funds were no longer available, those positions would be abolished. At the last Council meeting, the Council refused to waive that particular clause, so subsequently those employees would be terminated December 31, 1978 anyhow because that is when funds will expire. Councilman Tucker stated he does not particularly agree with his colleagues. It was explained by Presiding Judge Booker that even such menial tasks as clerical work will no longer be performed by the staff nor will they have an intake process in the Municipal Court. In dealing with the

municipal court system, the City has been under a tremendous amount of criticism from the New Jersey State Supreme Court and the Essex County Chief Assignment Judge based on their inability to handle paperwork and also to come up with some regulations on sentencing. Councilman Tucker reiterated he does not think this proposed ordinance is in order. They are eliminating all of those positions officially and subsequently they will have to live with the consequences of that action.

Councilman Carrino contended if the State Supreme Court and the County Superior Court feel that this program has streamlined the Newark Municipal Courts to the extent that the courts are operating the way they want them, then the State of New Jersey or the County of Essex should fund a program to keep these people in the Newark Municipal Courts.

Councilwoman Villani indicated she moved the adoption of this ordinance on first reading so that the Council could discuss it.

Councilwoman Villani withdrew her motion to adopt the ordinance on first reading. Councilman Tucker withdrew his second to the motion.

A motion to table this ordinance was made by Councilwoman Villani, seconded by Councilman Tucker.

This being a motion to table the ordinance, no further discussion was permitted.

The motion to table this ordinance was declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-F-s.

The City Clerk read AN ORDINANCE AMENDING ORDINANCE 6-S & F-f, ADOPTED FEBRUARY 17, 1971, ENTITLED "AN ORDINANCE ENACTING WITHIN THE CITY OF NEWARK, NEW JERSEY A 15% PARKING TAX ON FEES FOR PARKING, GARAGING, OR STORING OF MOTOR VEHICLES IN ACCORDANCE WITH TITLE 54 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY," TO EXTEND SAID ORDINANCE.

(This ordinance extends current parking tax through December 31, 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-t.

The City Clerk read "AN ORDINANCE TO EXTEND AN ORDINANCE IMPOSING A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK," ORDINANCE 6-S & F-m, JANUARY 4, 1978 TO IMPOSE FOR 1979 A RATE OF ONE-HALF OF ONE PERCENT (.50%) EFFECTIVE JANUARY 1, 1979.

(This ordinance extends current payroll tax through December 31, 1979)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-u.

The City Clerk read AN ORDINANCE TO AMEND TITLE 11A OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) TO ADD CHAPTER TWO ESTABLISHING REQUIREMENTS FOR THE INSTALLATION AND MAINTENANCE OF SMOKE DETECTORS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Fire Director Caufield met with the Council December 19, 1978)

Councilman Grant stated this past Saturday he had the sad occasion to visit funeral services at the church where six of the persons who perished in a fire two weeks ago were funeralized. According to Fire Director Caufield, if smoke detectors had been placed in the home, no doubt most of them would have been saved. Subsequent to that there was another fire on Hawthorne Avenue, again without any kind of alarm system, and other lives were placed in jeopardy. This is an amendment to an existing ordinance to make sure that at least they exercise their humanness in making sure that fire safety devices are installed in homes in the City of Newark so that they can at least make an attempt to save future lives.

Councilwoman Villani complimented Councilman Grant on this proposed ordinance.

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She was very much concerned that every home should have this protection. If a home had a fire and did not have this smoke detector, maybe it would not be covered by fire insurance, but she was assured at the pre-meeting conference yesterday that this is not so and in some policies they even get some money off by having this protection in the home.

Councilman James posed question to Councilman Grant about enforcement. "Are we saying on successful passage of this ordinance, after it becomes law, that the City will actually go out and involve itself in a program where they will inspect every property and it will be required by law that every property in the City of Newark have this fire detector?"

Councilman Grant replied at the pre-meeting conference yesterday Fire Director Caufield indicated if this ordinance was successfully approved, his office would start an all-out campaign through radio, television or whatever media is necessary, or distribute flyers in the community to assure that this ordinance is enforced and that he does have the manpower capability to enforce this ordinance.

Councilman James cautioned if it is a law that every building in the City of Newark have a smoke detector, and they have a fire and the City has failed to enforce the installation of these detectors, he thinks a suit is going to be brought against the City. Now that they are taking on an important lifeline task, the first time they have one life lost and this City does not enforce the law that they should have smoke detectors throughout that building, his question is, "Will the City be liable?"

Assistant Corporation Counsel Wells replied she is unable to state her opinion at this time. She thinks the question would require considerable amount of research prior to rendering a decision. However, if the Council would like to make a formal request to the Law Department, she will be glad to render a legal opinion at that time.

Councilman Carrino recommended since this is an ordinance on first reading, the City Clerk request the Corporation Counsel to render an opinion as to the liability of the City of Newark in cases where a landlord does not install the require device and a fire occurs subsequently.

A motion to adopt the ordinance on first reading conditioned upon obtaining a legal opinion from the Law Department before the next pre-meeting conference of the Municipal Council was made by Councilman Grant, seconded by Councilman Martinez.

Councilman Tucker asserted the Council should not adopt the ordinance with any condition. He does not believe the City has liability, but they can deal with this point when they consider the ordinance on second reading and final passage. The intent of the City should be clear in that regard. Councilman Tucker opined it is the

landlord's liability. If a landlord is cited for a particular housing violation and someone is hurt, then that landlord is liable for criminal negligence.

The motion to adopt the ordinance on first reading was declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

6-F-v.

The City Clerk read AN ORDINANCE AUTHORIZING THE CORPORATION COUNSEL TO ENTER INTO CONSENT ORDERS IN CONNECTION WITH THE IN REM TAX FORECLOSURE ACT (1948), R.S. 54:5-104.29 ET SEQ.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 3, 1979.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Bottone called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF RAYMOND PLAZA EAST AND RAYMOND BOULEVARD.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto:

INTERSECTION:

Raymond Plaza East and Raymond Boulevard.

RIGHT TURN PROHIBITION:

East on Raymond Boulevard to north on Raymond Plaza East.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Bottone called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH 18TH STREET AND SOUTH 19TH STREET AS ONE-WAY STREETS.

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF
NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of
Title 23, Traffic and Parking, of the Revised Ordinances of
the City of Newark, New Jersey, 1966, as amended and supple-
mented, be amended by adding thereto:

South 18th Street.
Southbound, from 11th Avenue to Clinton Avenue.

South 19th Street.
Northbound, from 11th Avenue to Clinton Avenue.

Section 2. Any ordinance or parts thereof inconsistent
with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final
passage and publication according to law.

Temporary President Bottone called for those desiring to be heard on the
ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on
second reading and final passage was made by Councilman Johnson, seconded by Temporary
President Bottone and declared adopted by Temporary President Bottone by the following
votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none.
This ordinance having been read on two separate days and having achieved the vote
required by the statute, is declared adopted. The City Clerk is directed to deliver
same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, adver-
tised in accordance with law and a hearing date set. It is now before you for public
hearing, second reading and final passage:

AN ORDINANCE TO ESTABLISH LICENSING REQUIREMENTS FOR METAL PROCESSORS AND FEES
THEREFOR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF
NEWARK, NEW JERSEY THAT:

SECTION 1. LICENSE REQUIRED

No person shall operate or maintain a business or metal
processing without first obtaining a license from the Division of
Licenses.

SECTION 2. METAL PROCESSOR DEFINED

A metal processor shall be one who engages in the business of buying and selling scrap iron and steel and other metals, or who engages in processing these materials in any manner.

SECTION 3. LICENSE FEE; TERM OF LICENSE

The fee to be paid for the license required by this chapter shall be \$150.00 per annum. The license shall be valid for the period of one year from the date of issuance.

SECTION 4. TRANSFERS

The license shall not be transferable.

SECTION 5. EFFECTIVE DATE

This ordinance shall take effect upon final passage and publication in accordance with law.

Temporary President Bottone called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, REAPPROPRIATING CERTAIN MONEYS, INCLUDING BOND PROCEEDS NOT NEEDED FOR PURPOSES FOR WHICH SUCH BONDS WERE ISSUED, TO CAPITAL SURPLUS FUND AND TO OTHER PURPOSES FOR WHICH BONDS WERE AUTHORIZED BUT NOT ISSUED, PROVIDING FOR THE CANCELLATION OF CERTAIN PRIOR APPROPRIATIONS AND AMENDING NUMEROUS ORDINANCES OF THE CITY TO ACCOMPLISH SAME.

WHEREAS, it is necessary to cancel numerous capital project authorizations because such projects have been completed or because it is deemed to be in the best interest of the City of

Newark to discontinue such projects at this time; and

WHEREAS, certain amounts of bond proceeds on hand for these projects are not necessary for the purposes for which such bonds were originally authorized and certain other capital funds heretofore appropriated by budget appropriation or by ordinance appropriation from the Capital Improvement Fund are not necessary for the purposes for which such appropriations were originally made; and

WHEREAS, it is deemed to be in the best interest of the City of Newark to appropriate part of such capital surplus to extinguish cash deficits for certain capital projects for which Bonds were authorized but not issued since the City was able to borrow against its own reserves in order to provide for expenditures for such projects; NOW, THEREFORE,

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. In Schedule A attached hereto and hereby made a part of this Ordinance, the cash balances described in Column VI for the Capital Projects listed in Column III for which provision was made in the ordinances described in Columns I & II, which sums amount in the aggregate to \$2,861,108.45, are hereby determined not to be necessary for the purposes for which such funds were originally authorized and are hereby deemed to be capital surplus in accordance with N.J.S.A. 40A:2-39 and N.J.A.C. 5:34-6.4(f).

Section 2. Of the \$2,861,108.45 capital surplus described in Section 1 hereof, \$2,487,259.53 is hereby appropriated to extinguish the cash deficits described in Column VI of Schedule B attached hereto and hereby made a part hereof for the capital projects listed in Column III for which provision was previously made in the ordinances described in Columns I & II of said Schedule B.

Section 3. The remaining \$373,848.92 of capital surplus described in Section 1 hereof is hereby appropriated to the capital surplus fund in accordance with N.J.A.C. 5:34-6.4(f).

Section 4. The unfunded appropriations described in Column VII of Schedule A attached hereto are hereby cancelled as appropriations for the capital projects listed in Column III for which provision was made in the ordinances described in Columns I & II of said Schedule A.

Section 5. The amounts listed in Column VII of Schedule B attached hereto are hereby cancelled as appropriations for the capital projects listed in Column III for which provision was made in the ordinances described in Columns I & II of said Schedule B attached hereto.

Section 6. The ordinances described in Columns I & II of Schedule A and Schedule B attached hereto are hereby amended in accordance with the provisions of this ordinance and the schedules attached hereto.

Section 7. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the Local Finance Board has approved this ordinance in accordance with the covenants entered into under the Municipal Qualified Bond Program.

Temporary President Bottone called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Grant, seconded by Councilman James and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING THE POSITION OF SCHOOL TRAFFIC GUARD (PART TIME) IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR" (6-S & F-bk) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO (TO ADJUST SALARIES).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1 of an ordinance entitled, "An ordinance amending an ordinance creating the position of School Traffic Guard (Part Time) in the Police Department and establishing salaries therefor", (6S&Fbk) adopted November 22, 1966 and amendments thereto, be and the same is hereby amended to read as follows:

Section 1. There is hereby created in the Police Department the following position and there is also established the salaries for said position to be effective as September 1, 1978 through December 31, 1979.

POSITION

School Traffic Guard 333040	
During first year of service, at the rate of 333040	3.35 per hour
During second year of service, at the rate of 333040	4.02 per hour
During third year of service, at the rate of 333040	4.68 per hour
During fourth year of service, at the rate of 333040	5.36 per hour

Section 2. The hereinabove established salaries shall be effective September 1, 1978 through December 31, 1979.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect after final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Bottone called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

Temporary President Bottone called for ordinances on second reading and final passage.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, CHAPTER 9B, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966.

(This ordinance would allow the Rent Control Board to grant reductions in rent to reflect decreases in essential services)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing closed)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

HEARINGS OF CITIZENS.

6-HC-a.

MS. RUBY McPHERSON, 339 WEST KINNEY STREET, NEWARK, NEW JERSEY, complained that property 337 West Kinney Street, which she owns, was demolished and the back porch is hanging down. Cars are parked on the lot.

Councilman Johnson indicated he would check the parking problem and request Public Works Director Toma to have the lot filled with dirt.

Councilman Martinez contended this is an administrative function. He suggested Mr. Harold Edwards try to assist Ms. McPherson and notify the Council within five days that the matter has been resolved.

6-HC-b.

MS. SHEILA M. PENA, 358 PARKER STREET, NEWARK, NEW JERSEY, felt citizens are not interested as they should be in their City. She strongly opposed cutbacks in essential services and layoffs of police, teachers and sanitation workers.

6-HC-c.

MR. JAMES BENJAMIN, 11 HILL STREET, NEWARK, NEW JERSEY, stated at a special session the Council donated \$7.6 million to the Board of Education to deter Board of Education layoffs. He proposed the Council rescind that vote, if possible, alleging the deal worked out between the City and Board of Education has not been successful and

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has not been carried out as promised when the decision took place. Further, the Council should adopt a resolution to stop all tax abatements until such time as people are satisfied with the daily functions of this administration. Mr. Benjamin added there will be a planned demonstration tomorrow.

Councilman James indicated he would be at the planned demonstration tomorrow to hear the sentiments of the people. He will stand scrutiny of his vote to give the Board of Education money to reward them for being bad. Councilman James asserted there has been deficit spending every year and the Council cannot continue to give the Board of Education what they want. The \$7.6 million was not for the school year 1978-1979, it was for 1976-1977 deficit spending. The Board of Education is laying off people to accommodate their spending. The Board of Education has been overspending, central office personnel continues to increase although the student population in Newark continues to decrease. Councilman James declared this Board is irresponsible, they do not care about anyone on this Council, anyone in the City and he is not going to give them a "blank check" of the taxpayers' money to waste.

Councilman Carrino agreed with Councilman James but voted the opposite because in his mind if the Board of Education did not get \$7.6 million, there would be another 2,000 employees laid off. He did not condone what they did but he did not want to see 3,000 employees being laid off. Councilman Carrino felt most important, for the first time, they have some guarantee from the State that the Board of Education is not going to be able to maneuver monies as they did in the past. The County Superintendent, Auditor General and Municipal Council will get every transfer of funds before approved. Councilman Carrino cited instances where the Council gave the Board of Education funds for one purpose and they spent it for another purpose. All they can do is give the Board of Education money and hope they will spend it the way they are supposed to spend it.

Councilman Carrino emphasized he sincerely hopes that tomorrow's planned demonstration remains peaceful. He asked who was going to take the responsibility for the children. The more responsible people at the demonstration, the better.

Mr. Benjamin related they have been meeting with various community groups throughout the City and many times with Council help. Unions have not put out a cry that children be there, but it would not surprise him if students participated because services in the Newark School System affect them. However, they are taking all precautionary steps. Their goal is to attend the demonstration and raise their concerns, but that is the beginning step of their task.

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Councilman Tucker felt the issue at hand is one that will challenge all of them, so he has no problem dealing with that. He has problems dealing with how they proceed. His concern is solving the problem, not highlighting it. The resolution of the problem is something which needs some brainstorming. Some people are utilizing the issue as a platform. Councilman Tucker assured he will help all he can to see that this situation is resolved.

Councilman Grant remarked what Mr. Benjamin is saying very loudly and clearly is that there is a gap in the leadership of the City of Newark and there is a void which needs to be filled, and as a result of their getting together, they hope to help accomplish this. The number promised by the Board of Education that would be reduced was roughly 300 and as indicated a few moments ago that number was quadrupled. When this Council voted the money the Board of Education was lying and as a result many people are suffering with might be termination of employment December 31, 1978. The bottom line is parents may not suffer, those who are employed may not suffer, some union representatives who will find employment elsewhere may not suffer, but children once again will become the pawn in this game of death. Councilman Grant felt Mr. Benjamin's attempt is valid and sincere. He assured that he, along with others, will do everything within their power to help resolve this matter.

Councilman James hoped in the future the Board of Education meetings will be held throughout the City because they are trying to make it difficult for parents to participate. Parents too often have not shown interest in the school system. It is important that the parents attend the meetings and speak in behalf of their children.

6-HC-d.

DR. JOHN F. DONATO, 66 WILSON AVENUE, NEWARK, NEW JERSEY, announced he will begin distributing petitions for Mayor Gibson's recall. He asked the Council to consider adopting ordinances that would limit a Mayor to hold office for two terms and that would give the public the right to vote on school and municipal budgets. Dr. Donato also asked the Council to review hiring of Council Aides and reconsider removal of Council's in-lieu expense accounts.

6-HC-e.

SAIDI NGUVU, 140 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council regarding proposed layoffs and the dire need of police, teachers and sanitation workers in the City of Newark.

Councilman Tucker stated the President of the Fraternal Order of Police was in the audience. They developed tactics not based on love for the City of Newark but to put pressure on the City administration. Councilman Tucker declared he does not

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agree with their tactics nor does he support that kind of malign, so he thinks they have to justify that kind of action.

Councilman Tucker felt the mess of the Board of Education is a disgrace to the City of Newark and the action that the Board of Education is taking is really a breach of their commitment regarding the \$7.6 million. He is hopeful that after the controls are set directly on the Board of Education and Executive Superintendent that they will be able to come up with something meaningful. Further, as representatives of government, they have to share that blame also and there is no way for them to run away from it. Councilman Tucker opined the Council and Mayor have to deal with that problem and he does not think the situation is going to be resolved until that takes place.

Councilman Tucker said he has a unique responsibility because he is a legislator and a parent. His children attend the Newark School System. Councilman Tucker assured he is going to do everything in his power to make sure this problem is resolved.

Councilman Carrino remarked there is a reality that everyone in the City of Newark will have to face sooner or later, and it looks like it is going to be sooner. He pointed out in 1966 Newark had 80,000 students, 104 schools and 3,500 Board of Education employees. In 1978 there are 68,000 students, which is 12,000 less, 94 schools, which is 10 less, and 8,000 employees, which is 4,500 more than they had ten years ago.

Councilman Carrino asserted the City's responsibility is to the taxpayers and homeowners of the City of Newark. In the 1950's and 1960's Newark had one of the best school systems with 3,500 employees. Now Newark has the worst school system in the State with 8,000 employees. Therefore, the number of people working in the school system every day does not determine the benefit to the children. The Newark Board of Education is not a personnel agency and it is not an employment agency. It is a system where our children are supposed to be educated. Councilman Carrino again questioned the Administration's priorities. He said there is no doubt that the City of Newark has lost \$11 million Federal funds this year and may be losing \$10 million more in June, as indicated by the President and Congress. There is no doubt that people are going to lose their jobs in this City and every other big city in the United States. If the City does not have basic employees, they are not going to have a city and they had better let the Administration know that their priorities are wrong at this point and that those priorities will have to be changed between now and the first of 1979. There will be layoffs in the City of Newark and other cities in the same situation. Newark is not going to be the only city in the State where employees will be laid off. Councilman Carrino cited the abandoned houses and Newark's loss of tax dollars in ten years, and

termination of Federal funds.

Councilman James said he knows citizens, who can ill afford private schools, are pulling their children out of Newark Public Schools because they have had enough. He looks at school systems that have 500 pupils, and at the top of that system they have a Doctor of Education, Doctor of Philosophy, former teacher, vice principal, principal and now he is the Superintendent. The man who is making all of these decisions for Newark school children, allegedly, because he questions if he is, was formerly Newark's Personnel Officer. Councilman James declared Mr. Alonzo Kittrels is not an educator, was never in a classroom, never been a teacher, vice principal, principal or administrator, but he is now the Executive Superintendent of the Newark Board of Education. Mr. Kittrels is granted a leave of absence every six months and the Council continues granting extensions of leave of absence to Mr. Kittrels every six months because he knows he has got to come back here for a job one of these days. To add insult to injury, the man lives in Philadelphia. Councilman James maintained the Newark School System will never change until someone is placed at the top who is an educator and lives in the City of Newark.

6-HC-f.

MR. WILLIAM SMITH, 203 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, spoke in opposition to tax abatements, tax exempt properties and layoffs in the City of Newark. He also spoke about the Mayor's statement in the newspaper that there is a shortage of water in the City of Newark.

6-HC-g.

MS. BESS ZOIS, 552 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the disbanding of the Mounted Squad in the Newark Police Department. She asked the Council if one or two horses could be donated to the Junior Essex Troop in West Orange.

Councilman Carrino related Councilmen James, Grant and he sent a letter to the Business Administrator requesting that two horses be donated to the Junior Essex Troop. The matter is in the hands of the Law Department. Councilman Carrino requested the City Clerk be directed to request the Business Administrator to consider the donation of at least two horses previously used by the Mounted Squad to the Junior Essex Troop, Pleasant Valley Way, West Orange, New Jersey, if such donation is determined to be legal by the Corporation Counsel.

6-HC-h.

MRS. HELEN H. POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council regarding the impending layoffs of teachers, police and other City employees. She complained about the lack of essential services in the City of Newark.

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The speaker asked the Council to consider carefully the proposed restructuring of City Departments and proposed increase on water rates.

6-HC-1.

MS. MYRA SEMEL, 220 MT. VERNON PLACE, NEWARK, NEW JERSEY, protested the projected police layoffs as it would have a serious effect on the people in the City of Newark, cause more unemployment and more businesses to flee the City and stop other businesses from coming into the City of Newark.

Councilman James commented this evening he saw Mayor Gibson on television just as he came out of the meeting with President Carter regarding Anti-Recession Funds. The President's response to the Mayor and Governors was, "No funds, go back, cut, cut." Councilman James said right now, quite frankly, they do not know what they are going to do. They have the responsibility to attempt to find a solution, but right now that response has not come from the White House.

6-HC-j.

MR. THOMAS POSSUMATO, JR., PRESIDENT, FRATERNAL ORDER OF POLICE, NEWARK LODGE #12, 138 WASHINGTON STREET, NEWARK, NEW JERSEY, urged the Municipal Council to take some action to halt the layoff December 31, 1978 of more than 200 policemen. He claimed that the Fraternal Order of Police has heard that possibly as many as another 150 policemen will be laid off next spring or summer. At the present time the Police Department is understaffed and unable to provide essential services to citizens of Newark, quarters are overcrowded and unsanitary and there is a dire need for better working conditions and better equipment.

Mr. Possumato said the recent "fear city campaign" was an effort by police to alert the public that there had already been 108 homicides, 300 reported rapes and 7,383 burglaries this year. He requested the Council to reject extension of leave of absence for Police Director Williams.

Councilman Martinez recalled reductions in the Police Department, elimination of the Vice Squad and disbanding of the Mounted Squad and Task Squad. He noted there were 30,000 unanswered calls. Instead of asking for the rejection of leave of absence for Police Director Williams, Councilman Martinez suggested eliminating the position of Police Director and the Police Department be manned by the Chief of Police. He contended Police Director Williams has never acknowledged requests of this Council.

Councilman Tucker agreed that the Police Department is understaffed but disagreed with their tactics. He felt the public is aware of the number of crimes and needs of the people of Newark and they are not going to tolerate reduction in police services. The Council is not going to sit down and have them lay off policemen. Councilman Tucker reaffirmed his support to avert a police layoff.

Councilman Grant announced the United Community Corporation, which faced the possibility of being forced to close tomorrow because of lack of funds, has been awarded a \$548,000. Federal grant. The State is taking over the Multiphasic Program. Councilman Grant said the reason for negativeness in Washington is that there is a strong conservative move across America. Most of the representatives from southern and western states say they do not have the same problems as Newark, so Newark's emergencies and needs are not the same as theirs. Therefore, they have not been free with the votes and legislation has not moved out of committee. Councilman Grant indicated he is going to stay on the case, and as the United Community Corporation and Multiphasic Program have been successful, perhaps Newark can get some money.

A motion to permit Mr. Henry Levandoski to address the Municipal Council under "Hearings of Citizens" was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-HC-k. MR. HENRY LEVANDOSKI, 110 FLEMING AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council regarding tax abatements and tax revolt in the City of Newark.

A motion to permit Mr. Robert Eslinger to address the Municipal Council under "Hearings of Citizens" was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

6-HC-l. MR. ROBERT ESLINGER, 685 FERRY STREET, NEWARK, NEW JERSEY, urged the Municipal Council to hold in abeyance all layoffs slated for December 31, 1978. He contended the layoffs would jeopardize the health and welfare of citizens of Newark.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY, NOT NEEDED FOR PUBLIC USE, 30,216 COBBLESTONES (APPROXIMATELY), DEPARTMENT OF PUBLIC WORKS AND ONE OBSOLETE AUTOCLAVE, HEALTH DIVISION (DENTAL), PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-b.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL PARTIAL WATER AND SEWER PENALTY CHARGES OF \$436.03 ON ACCOUNT NO. 04-733-5540-00 AND ACCOUNT NO. 03-726-7870-00, 420 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, OWNED BY ASTIN REALTY LTD.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-c.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO PHILLIPS MFG. CO., INC., 190 EMMETT STREET, NEWARK, NEW JERSEY, 07114, THE SUM OF \$2,558.35, DUE TO PAYMENTS MADE ON WATER ACCOUNT NO. 07-357-2500-00 FOR 214 ASTOR STREET, NEWARK, NEW JERSEY, WHICH BUILDING HAS BEEN DEMOLISHED AND WATER METER REMOVED; ADDITION TO EXISTING BUILDING SUBSEQUENTLY CONSTRUCTED, BUT WATER SERVICE WAS TIED INTO EXISTING WATER METER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-d.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH CARMINE W. DENTE, T/A DENTE BROS. TOWING, 27 RAYMOND BOULEVARD, NEWARK, NEW JERSEY, HIGHEST RESPONSIBLE BID, FOR TOWING AND STORAGE OF VEHICLES IN THE WEST DISTRICT, BID OF \$13,555. WAS RECEIVED, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS; CONTRACT SHALL BECOME EFFECTIVE UPON MUNICIPAL COUNCIL APPROVAL AND SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL EXPIRATION OF SAID CONTRACT, JANUARY 1, 1979 TO DECEMBER 31, 1979; SAID MONIES SHALL BE DEPOSITED IN GENERAL FUNDS OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo met with the Council December 19, 1978)

A motion to defer action on this resolution was made by Councilman Grant, seconded by Councilman James and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-e.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF RECREATION AND PARKS, RECREATION PROGRAM, PART TIME/SEASONAL-\$5,000. TO RECREATION PROGRAM, OVERTIME-\$2,000., PARKS AND GROUNDS, OVERTIME-\$1,000., RECREATION MAINTENANCE, OVERTIME-\$2,000., PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

No: Councilman James.

7-R-f.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE NEW JERSEY STATE TRAINING AND EMPLOYMENT SERVICE, FOR PERIOD OCTOBER 2, 1978 THROUGH DECEMBER 20, 1978, AND AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT FOR PERIOD DECEMBER 21, 1978 THROUGH SEPTEMBER 30, 1979, FOR AN EMPLOYABILITY SERVICE PROGRAM, FOR SUM NOT TO EXCEED \$275,963., PURSUANT TO N.J.S.A. 40A:11-5(2); SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED 34-9-106-10, (TITLE I).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone

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7-R-g.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO RATIFY CONTRACT WITH NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, FOR PERIOD OCTOBER 2, 1978 TO DECEMBER 20, 1978, AND TO ENTER INTO CONTRACT FROM DECEMBER 21, 1978 TO SEPTEMBER 30, 1978, TO PROVIDE A PAINTER'S APPRENTICESHIP PROGRAM FOR 20 PARTICIPANTS, IN AMOUNT NOT TO EXCEED \$124,232.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, TITLE I. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-h.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO ENTER INTO A CONTRACT WITH NEWARK TENANTS COUNCIL, INC., ONLY BID RECEIVED, TO PROVIDE A WORK EXPERIENCE PROGRAM FOR 15 NEWARK PUBLIC HOUSING TENANTS, FOR PERIOD JANUARY 1, 1978 TO SEPTEMBER 30, 1979, FOR AMOUNT NOT TO EXCEED \$25,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED (YETP TITLE III).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-i.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND NEW JERSEY DIVISION OF EMPLOYMENT SERVICES/NEW JERSEY TOOLING AND MACHINE INSTITUTE, FOR PERIOD NOVEMBER 20, 1978 AND AUTHORIZING MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO SAID CONTRACT, FOR PERIOD DECEMBER 21, 1978 THROUGH SEPTEMBER 30, 1979, TO TRAIN 10 PARTICIPANTS, FOR SUM NOT TO EXCEED \$18,000.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, AS AMENDED. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

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Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-j. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT WITH HARRY C. PARTRIDGE, JR. & SONS, INC., 126 WEST NYACK ROAD, WEST NYACK, NEW YORK, ONLY RESPONSIBLE BIDDER, FOR PROJECT KNOWN AS CONTRACT NO. 78-63 - POLICE AND COURTS COMPLEX/ BID PACK NO. 2 DETENTION CELL WORK F.P.N.J.-01-51-21840, FOR TOTAL SUM OF \$332,750., AS SHOWN IN THEIR PROPOSAL AND IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,500. (FUNDS PROVIDED FOR BY LOCAL PUBLIC WORKS CAPITAL INVESTMENT AND DEVELOPMENT PROGRAM, FUND 55, DEPARTMENT 96, AGENCY 55, ACCOUNT 250)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-k. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT WITH RICHARD A. DEVINO, 265 SOUTH STREET, NEWARK, NEW JERSEY, FOR NETOTIATED PRICE OF \$24. PER 35 CUBIC YARD TRUCK LOAD WITH A MAXIMUM SUM OF \$51,450.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT WITH MUNICIPAL SANITARY LANDFILL AUTHORITY, 1500 HARRISON AVENUE, KEARNY, NEW JERSEY, FOR NEGOTIATED PRICE OF \$24.25 PER 35 CUBIC YARD TRUCK LOAD WITH A MAXIMUM SUM OF \$51,975., IN ACCORDANCE WITH SPECIFICATIONS FOR CONTRACT NO. 78-01R DISPOSAL OF DEMOLITION WASTE, FOR PERIOD OF ONE YEAR WITH OPTION OF ONE YEAR EXTENSIONS UP TO A MAXIMUM CONTRACT PERIOD OF THREE YEARS AT DISCRETION OF CITY OF NEWARK AND EACH EXTENSION MUST BE APPROVED BY MUNICIPAL COUNCIL. (FUNDS FOR PROJECT - HOUSING COMMUNITY DEVELOPMENT ACT, FOURTH YEAR FUNDS, FUND 72, DEPARTMENT 41, AGENCY 10, ACCOUNT 250)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with the Council December 19, 1978)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Temporary President Bottone and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A CONTRACT ON BEHALF OF CITY OF NEWARK WITH PET-AM CO., A JOINT VENTURE, FOR THEIR BID RECEIVED AT PUBLIC OPENING OF BIDS ON JUNE 28, 1977, FOR PROJECT KNOWN AS COLLECTION OF SOLID WASTE (CONTRACT NO. 77-03R) WITH CONTRACTOR PROVIDING FOR COLLECTION OF SOLID WASTE ACCORDING TO SPECIFICATIONS OF BID PROPOSAL (ALTERNATIVE I - A), FOR PERIOD OF THREE YEARS, AT YEARLY CONTRACT PRICE OF \$1,807,777. (FUNDS SHALL BE FURNISHED BY CITY FROM MONIES TO BE ESTABLISHED IN SERVICE CONTRACT LINE ITEM IN 1979 APPROPRIATIONS AND ANNUALLY APPROPRIATED THEREAFTER)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo and Engineering Director Zach met with the Council December 19, 1978)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-m.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH RICHARD DELLA TORRE, AN INDIVIDUAL T/A NEWARK WELDING COMPANY, 47-51 MORRIS AVENUE, NEWARK, ONLY RESPONSIBLE BIDDER, TO PROVIDE MOUNTING OF SNOW PLOW FRAMES, IN ACCORDANCE WITH BID SPECIFICATIONS, AT COST NOT TO EXCEED \$5,000., FOR TERM JANUARY 1, 1979 TO DECEMBER 31, 1979 INCLUSIVE. (FUNDS SHALL BE ENCUMBERED FROM 1979 OPERATING BUDGET OF DIVISION OF SANITATION FOR SERVICES TO BE PERFORMED AS NEEDED, AND IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR, THEREFORE, NO CERTIFICATION ATTACHED)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Budget Officer Banker met with the Council December 19, 1978)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Bottone and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

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7-R-n.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH VOLPE SERVICE COMPANY, 148 SOUTH VALLEY ROAD, WEST ORANGE, NEW JERSEY, ONLY RESPONSIBLE BIDDER, FOR PROVIDING AIR CONDITIONING AND REFRIGERATION MAINTENANCE, REPAIRS AND PARTS, IN ACCORDANCE WITH BID SPECIFICATIONS, AT COST NOT TO EXCEED \$25,000., FOR TERM JANUARY 1, 1979 TO DECEMBER 31, 1979 INCLUSIVE. (FUNDS SHALL BE ENCUMBERED FROM 1979 OPERATING BUDGET OF DIVISION OF PUBLIC PROPERTY FOR SERVICES TO BE PERFORMED AS NEEDED, AND IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR, THEREFORE, NO CERTIFICATION ATTACHED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-o.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO RATIFY AN EXTENSION OF CONTRACT WITH NEWARK RECYCLING INC. FOR PERIOD OCTOBER 2, 1978 TO DECEMBER 20, 1978, AND TO EXTEND SAID CONTRACT TO MARCH 31, 1979, TO PROVIDE PAPER RECYCLING PROGRAM. (NO ADDITIONAL FUNDS REQUIRED AND THIS EXTENSION DOES NOT MATERIALLY CHANGE SCOPE OF SERVICES PROVIDED UNDER SAID CONTRACT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-p.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH A & A CLEANING CONTRACTORS, INC., 344 SOUTH JEFFERSON STREET, ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, TO PROVIDE MECHANICAL MAINTENANCE AND OPERATIONS FOR #2 CEDAR STREET, IN ACCORDANCE WITH THEIR BID SPECIFICATIONS, AT COST NOT TO EXCEED \$379,440., FOR TERM JANUARY 1, 1979 TO DECEMBER 31, 1979 INCLUSIVE. (FUNDS SHALL BE ENCUMBERED FROM 1979 OPERATING BUDGET OF DIVISION OF PUBLIC PROPERTY FOR SERVICES TO BE PERFORMED AS NEEDED, AND IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF SUFFICIENT FUNDS IN NEXT FISCAL YEAR, THEREFORE, NO CERTIFICATION ATTACHED)

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution and directing the City Clerk to request Business Administrator Buck that he immediately enter into negotiations with the Newark Board of Education to ensure that the Board will be responsible for their full share of the allocated costs in connection with their occupancy at 2 Cedar Street, was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

No: Councilman James.

Councilman James requested a report as to what fees are being paid by the City relative to this building. He recalled this is the only building in America that a municipality does not own, yet the municipality has spent over \$5 million renovating the building and the municipality is paying over \$1 million a year to maintain the building and all other improvements. Councilman James felt it is about time this matter is resolved. He cannot see how they can sell the Military Park Building, which the City owned, for \$100,000. and allow this building, which they do not own, to continue without any revenue and without any taxes to the City. The day that the owner comes back and claims this building, this City will be the laughing stock of America, because they were taking a building which was in tax default, put \$10 million into it, renovated it and cared for it, and then give it back to the owner who refused to pay his taxes. Councilman James recommended this matter be discussed at a special conference of the Municipal Council.

Councilman Tucker contended these questions need to be resolved. He thinks this matter was discussed last year, they were in court with the owner and the Law Department recommended they accept the money. Councilman Tucker recommended Business Administrator Buck, Corporation Counsel Perillo and Acting Tax Collector Joseph be invited to the special conference of the Municipal Council January 9, 1979 to discuss the status of 2 Cedar Street.

7-R-q. RESOLUTION AMENDING RESOLUTION 7-R-bx, NOVEMBER 1, 1978, CONTRACT WITH JOHN C. PADOVANO, INC., 317 JEFFERSON STREET, NEWARK, TO PROVIDE A VOLUNTARY LIFE INSURANCE PROGRAM, BY CHANGING TERM OF CONTRACT TO JANUARY 8, 1979 TO JANUARY 7, 1980 INCLUSIVE; NAME OF CONTRACTOR TO JOHN PADOVANO, INC., AND REIMBURSEMENT SCHEDULE TO JANUARY 8TH, 1979, APRIL 8TH, 1979, JULY 8TH, 1979 AND OCTOBER 8TH, 1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by

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Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-r.

RESOLUTION DESIGNATING INTERSECTION OF TILLINGHAST STREET AND REEVES PLACE AS
A STOP INTERSECTION AND MARKED AS PROVIDED IN SECTION 39:4-140 OF TITLE 39 OF THE REVISED
STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by
Temporary President Bottone and declared adopted by Temporary President Bottone by the
following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-s.

RESOLUTION DESIGNATING INTERSECTION OF INGRAHAM PLACE AND MILLINGTON AVENUE AS
A STOP INTERSECTION AND MARKED AS PROVIDED IN SECTION 39:4-140 OF TITLE 39 OF THE REVISED
STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Bottone,
seconded by Councilman Carrino and declared adopted by Temporary President Bottone by
the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-t.

RESOLUTION AUTHORIZING LAW DEPARTMENT TO ACCEPT DEED OF PROPERTY 681 SOUTH
14TH STREET, BLOCK 360, LOT 23, OWNED BY FLORENCE BRUNSTEIN, SINGLE, FREE AND CLEAR,
WITH EXCEPTION OF MUNICIPAL LIENS, IN LIEU OF FORECLOSURE.

A motion to adopt the resolution was made by Councilman Grant, seconded by
Councilman James and declared adopted by Temporary President Bottone by the following
votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

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7-R-u.

RESOLUTION ESTABLISHING TRUST FUND ENTITLED "UNIFORM CONSTRUCTION CODE ACT"
AND MONEY IN CURRENT FUND, BUILDING INSPECTION IN AMOUNT OF \$3,302.67 BE TRANSFERRED TO
TRUST FUND IN ORDER TO PAY THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-v.

RESOLUTION RATIFYING ACCEPTANCE OF GRANT AWARD FROM THE NEW JERSEY STATE
DEPARTMENT OF EDUCATION FOR IMPLEMENTATION OF THE NEWARK WINTER FOOD PROGRAM FOR CHILDREN,
FOR PERIOD DECEMBER 1, 1978 TO DECEMBER 20, 1978; FURTHER AUTHORIZING DIRECTOR OF HEALTH
AND WELFARE TO ACCEPT FROM THE NEW JERSEY STATE DEPARTMENT OF EDUCATION GRANT IN SUM OF
\$326,360. TO IMPLEMENT THE NEWARK WINTER FOOD PROGRAM FOR CHILDREN, AND TO ENTER INTO
AND EXECUTE A GRANT-IN-AID AGREEMENT TO EFFECT SAID ACCEPTANCE, FOR PERIOD DECEMBER 21,
1978 TO DECEMBER 31, 1978. (NO MATCH REQUIRED BY CITY OF NEWARK AND DOES NOT REQUIRE
EXPENDITURES OF ANY MUNICIPAL FUNDS BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TOTALING \$16,006.99
TO INDIVIDUALS ON ANNEXED EXHIBIT "A," BY REASON OF COUNTY BOARD JUDGEMENTS, VETERANS
ALLOWANCE, SENIOR CITIZENS ALLOWANCE, AND CASH OVERPAYMENTS FOR THE YEARS 1965, 1967,
1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977 AND 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

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7-R-x.

RESOLUTION AUTHORIZING LEASING IN BULK AT PUBLIC AUCTION THE CITY-OWNED

PROPERTIES AT 645-651 BROAD STREET, BLOCK 51, LOT 49, 653-655 BROAD STREET, BLOCK 51, LOT 50 AND 22 WEST PARK STREET, BLOCK 51, LOT 1, NEWARK, NEW JERSEY FOR A SIX (6) YEAR PERIOD AT THE MINIMAL RENTAL DESCRIBED IN ANNEXED SCHEDULE "A" AND PURSUANT TO N.J.S.A.

40A:12-14(a). (SQUARE HALSEY CORPORATION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by Councilman Carrino, seconded by Councilman Johnson.

Councilman Tucker opined the amount the person is offering is not equitable to prime land located in downtown Newark. They should renegotiate in an effort to obtain a greater offer. Councilman Tucker recommended calling for an investigation to ascertain how they are utilizing municipal land, yet it has not been approved by this Council. He further recommended the City Clerk invite Business Administrator Buck and Engineering Director Zach to meet with the Municipal Council at their special conference January 9, 1979 to discuss possible renegotiation of offer.

The motion to reject this resolution was declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-y.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HUBERT

WILLIAMS, LIEUTENANT, DEPARTMENT OF POLICE, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING JANUARY 1, 1979 AND ENDING JUNE 30, 1979. (POLICE DIRECTOR - FIRST LEAVE BEGAN JULY 1, 1974)

A motion to reject this resolution was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Tucker felt there should be a period of time in which a person is allowed to maintain a position and if the person does not return to that position then the City automatically disapproves leave of absence, whether the Council does it, or Civil Service does it as an audit. He finds it difficult to say they are going to single out this one particular individual based on the fact they are going to evaluate him on his ability to be Police Director and not approve his leave of absence. Councilman Tucker hoped his colleagues, if they have some major concern regarding the performance of Police Director Williams, would exercise their authority by not rejecting the leave of absence, but by deferring the leave of absence and asking Police Director Williams to

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appear before the Municipal Council, and talk to him specifically about his particular actions as Police Director.

Councilman Martinez declared he would stick to his motion to reject this resolution. The Council requested the Mayor to submit department heads for confirmation and the Mayor indicated he is not going to submit any department heads for confirmation. It is the Council's prerogative now to vote their conscience.

Councilman James stated he has listened to Councilman Martinez' remarks earlier. He thinks the problem surrounding the police deals with monies and morale. If the Council adopts this resolution tonight, if they fail to grant Police Director Williams a leave of absence, they will still have problem with monies and morale. Councilman James felt this was a personal attack because normally leaves of absence are considered common courtesy by this body. If his colleagues feel Police Director Williams is guilty of some act, they should bring him up on charges. Councilman James agreed with the President of the Fraternal Order of Police that Police Director Williams has been insensitive and he recognizes there is low morale in the Police Department. He too questioned some of the Police Director's administrative decisions but he thinks they should deal forthwith with those charges. Councilman James declared he is not going to get caught in a personality game. He does not have any relatives on the payroll, so his vote will be consistent. If there are charges against the gentleman, they should bring him up on charges. If they have issues, they should deal with the issues. They should deal with substance and items.

The motion to reject this resolution failed of adoption by the following votes:

Yes: Councilmen Carrino, Martinez.

No: Councilmen Grant, James, Johnson, Tucker, Villani, Temporary President Bottone.

A motion to defer action on this resolution and directing the City Clerk to invite Police Director Williams to meet with the Municipal Council December 28, 1978 was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

No: Councilmen Carrino, Grant, James.

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7-R-z.

RESOLUTION AUTHORIZING CITY PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, 3 TONS (APPROXIMATELY) CONTAMINATED METALS, TRAFFIC AND SIGNALS, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT A CHECK IN AMOUNT OF \$763.42 (70% of \$1,090.60 DAMAGE) FROM DEFENDANT'S INSURER IN PAYMENT OF JUDGMENT, FOR PROPERTY DAMAGE TO CITY VEHICLE SUSTAINED IN COLLISION WITH MOTOR VEHICLE DRIVEN BY ROBERT STINSON AT INTERSECTION OF SOUTH 19TH STREET AND 14TH AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK MADE PAYABLE TO "PUBLIC SERVICE ELECTRIC AND GAS CO., AND THEIR ATTORNEY, BECK, REICHSTEIN AND GUIDDONE, ESQS.," IN AMOUNT OF \$5,500., UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS HE DEEMS NECESSARY, IN SETTLEMENT OF CLAIM FOR DAMAGE TO TWO GAS PIPES OWNED AND MAINTAINED BY PUBLIC SERVICE ELECTRIC AND GAS CO., LOCATED IN VICINITY OF SOUTH MUNN AVENUE AND SOUTH ORANGE AVENUE, WHILE NEWARK DIVISION OF WATER SUPPLY WORK CREW WAS REPAIRING WATER MAIN BREAK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER A CHECK IN SUM OF \$529.90, PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY, 80 PARK PLACE, NEWARK, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL, IN SETTLEMENT OF CLAIM FOR DAMAGE TO PUBLIC SERVICE ELECTRICAL POLE #73025 IN FRONT OF DELANCY STREET ON DECEMBER 13, 1977 BY THE NEWARK DEMOLITION TEAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Councilman Carrino explained the reason for tabling Resolutions 7-R-bb and 7-R-bc was because the Council received information that the Public Service Electric and Gas Company may or may not owe the City almost \$2 million in back taxes. The Law Department is checking to ascertain if the Public Service Electric and Gas Company owes the City back taxes.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE A CHECK IN AMOUNT OF \$3,500., MADE PAYABLE TO "ALVIN CLARK AND FRANCIS J. DOOLEY, ATTORNEY," 300 MAIN STREET, ORANGE, NEW JERSEY, IN FULL AND COMPLETE SETTLEMENT OF CLAIM FOR FALSE ARREST ON CHARGES OF ASSAULT AND BATTERY UPON POLICE OFFICER AND POSSESSION OF A DANGEROUS WEAPON.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Bottone and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-be.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE A DRAFT IN SUM OF \$1,000. PAYABLE TO VANCE SANDERS AND FREEMAN AND BASS, ESQS., 24 COMMERCE STREET, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, IN FULL AND COMPLETE SETTLEMENT OF CLAIM ALLEGING CITY DID NOT NOTIFY HIM OF ITS PLANS TO DEMOLISH PROPERTY 27-29 BROAD STREET, ALSO KNOWN AS BLOCK 573, LOTS 14 AND 15, WHICH CITY DEMOLITION TEAM DEMOLISHED ON JUNE 18, 1975; MR. SANDERS WILL DEED BACK TO CITY OF NEWARK AFORESAID PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bf.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE ON BEHALF OF CITY OF NEWARK APPROVAL TO ANNEXED AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF NEWARK, GRANTING CITY'S RIGHT OF ENTRY IN, ON AND ABOUT PREMISES 342-348 WASHINGTON STREET, NEWARK, FOR PARKING BY EMPLOYEES OF THIS CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bg.

RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR TO EXECUTE CONTRACT AWARDED TO THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO MANAGE NEWARK'S PEQUANNOCK WATERSHED HOLDINGS IN MORRIS, PASSAIC AND SUSSEX COUNTIES IN THE STATE OF NEW JERSEY, AS STATED IN ATTACHED CONTRACT. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Bottone, seconded by Councilman Johnson.

Councilman James stated there is a disagreement between the Corporation Counsel and Mr. Terrence D. Moore that monies derived from this corporation would not go into the Water Utility Budget. He asked if this matter has been resolved. Councilman James queried if they are turning Newark's valuable property over to the Watershed Corporation, headed by Mr. Moore, and if those profits are going to be put into the municipal budget or if this is going to be another Airport situation.

Temporary President Bottone related these are two separate entities.

Councilman James remarked Mr. Moore felt the profits should be placed in their budget. It was the Corporation Counsel's position that those monies be placed in the Water Utility Budget.

The City Clerk noted the contract calls for the Watershed Corporation to collect whatever revenues are derived by virtue of sales of property, leases, sale of

timber or whatever. Their budget, according to data annexed to resolution, indicates their total budget is \$399,500. They expect to receive \$349,500. in revenue, and \$50,000., the difference between the two figures, represents a reserve fund they will use to prosecute and defend cases against the City of Newark's Watershed either by virtue of proposed developments or tax appeals.

Councilman James asked what guarantee they have that in the future there will not be increased revenue contained in their budget and they can use it the way they want and the City derives no benefit.

Temporary President Bottone replied there is a clause in the contract. The Watershed Corporation has to return to the City any profits they make.

The City Clerk noted the Watershed Corporation cannot sell or lease property without the authority of the Municipal Council.

The motion to adopt the resolution was declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Upon question posed by Councilman James, the City Clerk replied it is a customary long standing practice that there be police covering Council meetings who serve as the Sergeant-at-Arms to carry out the orders of the Presiding Officer of this Council.

7-R-bh.

RESOLUTION APPROVING APPLICATION AND PLAN OF ALLING STREET URBAN RENEWAL

COMPANY, A LIMITED PARTNERSHIP, FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF PROJECT ON LAND IDENTIFIED ON OFFICIAL TAX MAP OF THE CITY OF NEWARK AS 1-25 ALLING STREET AND 770-786 McCARTER HIGHWAY, BLOCK 153, LOT 1; BLOCK 154, LOTS 2, 3 AND 4; BLOCK 115, LOT 1; BLOCK 156, LOTS 4, 5 AND 7; SAID PROJECT SHALL BE EXEMPT FROM TAXATION FOR PERIOD OF NOT MORE THAN 20 YEARS FROM DATE OF EXECUTION OF FINANCIAL AGREEMENT PURSUANT TO THIS RESOLUTION, OR EARLIER, AT THE END OF FIFTEEN (15) YEARS OF OPERATION OF SAID PROJECT AND ONLY SO LONG AS THE PARTNERSHIP AND ITS PROJECT ARE SUBJECT TO, AND COMPLY WITH, SAID FINANCIAL AGREEMENT AND THE SAID URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961 AND UPON THE FURTHER CONDITION THAT THE PARTNERSHIP DOES NOT FILE A PETITION FOR TAX APPEAL FOR THE PREMISES ON WHICH THE PROJECT IS TO BE LOCATED. (FOR USE AS AN OFFICE BUILDING WITH 7 VACANT LOTS FOR PARKING)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, as per request of the Law Department, was made by Councilman Grant, seconded by

December 20, 1978

Councilman James and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bi.

RESOLUTION AUTHORIZING MAYOR TO EXECUTE A MODIFICATION TO GRANT AGREEMENT 34-9-106-33 WITH THE UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION UNDER THE EXEMPLARY IN-SCHOOL DEMONSTRATION PROJECT PROGRAM, TO INCREASE GRANT AMOUNT BY \$56,000., FROM \$284,000. TO \$340,000., TO PROVIDE FUNDS SO THAT PARTICIPANTS MAY RECEIVE WAGES RATHER THAN BASIC NEEDS STIPENDS; ALL FUNDS SHALL BE EXPENDED IN ACCORDANCE WITH TERMS OF SAID GRANT AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to request Mayor's Office of Employment and Training Director Wheeler to submit a complete report regarding the status of this program and the accomplishments to date, was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bj.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF EMPLOYMENT AND TRAINING TO RATIFY CONTRACT WITH MOUNT CARMEL GUILD, INC., ONLY BID RECEIVED, FOR PERIOD OCTOBER 2, 1978 TO DECEMBER 20, 1978, AND TO ENTER INTO CONTRACT FROM DECEMBER 21, 1978 TO SEPTEMBER 30, 1979, TO PROVIDE A WORK EXPERIENCE OUT-OF-SCHOOL PROGRAM FOR 50 PARTICIPANTS, IN AMOUNT NOT TO EXCEED \$186,660. (SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973, YETP TITLE III)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bk.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT (7191 - \$50,000., 7194 - \$10,000.) TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, OTHER SALARIES AND WAGES, OVERTIME - \$60,000., PURSUANT TO N.J.S.A. 40A:-4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bl.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED PURPOSES, SALARIES AND WAGES, MUNICIPAL SALARY INCREASES-\$1,000,000.; DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, OTHER EXPENSES, MISCELLANEOUS EXPENSES, EMPLOYEES FRINGE BENEFITS-\$100,000.; POLICE DEPARTMENT, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT-\$40,000., MATERIAL AND SUPPLIES-\$10,000. TO STATUTORY EXPENDITURES, NEW JERSEY UNEMPLOYMENT COMPENSATION, INSURANCE (CH. 307 P.L. 1977)-\$1,150,000., PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bm.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION OF DATA PROCESSING, MISCELLANEOUS-\$230,000. TO DEPARTMENT OF PUBLIC WORKS, DIVISION OF SANITATION, EQUIPMENT (7341 - VEHICLES)-\$230,000., PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-bn.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM ADMINISTRATION DEPARTMENT, PERSONNEL DIVISION, SALARIES AND WAGES, OTHER SALARIES AND WAGES, RECEPTIONIST, KOT - \$5,000. TO ADMINISTRATION DEPARTMENT, PERSONNEL DIVISION, SERVICES BY CONTRACT OR AGREEMENT, TRAINING PROGRAM - \$5,000., PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following

votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bo.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DEPARTMENT OF FINANCE, DIVISION
OF DATA PROCESSING, MISCELLANEOUS-\$70,000.; DEPARTMENT OF PUBLIC WORKS, DIVISION OF
STREETS AND SIDEWALKS, MATERIALS AND SUPPLIES-\$75,000.; POLICE DEPARTMENT, SERVICE BY
CONTRACT OR AGREEMENT-\$18,000., TOTAL-\$163,000. TO DEPARTMENT OF ENGINEERING, SERVICE
BY CONTRACT OR AGREEMENT-\$163,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by
Councilman Grant and declared adopted by Temporary President Bottone by the following
votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bp.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED PURPOSES, CITY
CURRENT FUND, MUNICIPAL ZONING ANALYSIS AND RESTRUCTURING PROGRAM-\$250,000. TO FIRE
DEPARTMENT, CITY CURRENT FUND, OTHER EXPENSES, EQUIPMENT, VEHICLES-\$140,000., EMERGENCY
EQUIPMENT-\$110,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by
Councilman Grant and declared adopted by Temporary President Bottone by the following
votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bq.

RESOLUTION AUTHORIZING PUBLIC AUCTION OF SALE OF NUMEROUS CITY-OWNED PROPERTIES
NOT REQUIRED FOR GOVERNMENTAL PURPOSES, ON JANUARY 5, 1979 AT 11:00 A. M., AT THOMM'S
RESTAURANT, 80 PARK AVENUE, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND
AUTHORIZING ADVERTISING OF EXHIBIT "A" AND NOTICE OF FURTHER MEETING, JANUARY 17, 1979,
AT WHICH TIME THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW.
(NEWARK REAL ESTATE FEVER)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by
Councilwoman Villani and declared adopted by Temporary President Bottone by the following
votes:

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Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-br.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM DIVISION OF WATER SUPPLY,
SALARIES AND WAGES, OTHER SALARIES AND WAGES, CHIEF WATER SERVICE INSPECTOR-\$6,000.,
MASON-\$5,000., ASSOCIATE CIVIL ENGINEER-\$14,000., TOTAL-\$25,000. TO DIVISION OF WATER
SUPPLY, SALARIES AND WAGES, OVERTIME-\$25,000., PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Bottone,
seconded by Councilman Grant and declared adopted by Temporary President Bottone by the
following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bs.

RESOLUTION RATIFYING CONTRACT BETWEEN CITY OF NEWARK AND THE INDEPENDENCE
HIGH SCHOOL, INC., (RESOLUTION 7-R-br, JUNE 26, 1978) FOR PERIOD OCTOBER 1, 1978 TO
DECEMBER 20, 1978 FOR PURPOSE OF IMPLEMENTING THE INDEPENDENCE HIGH SCHOOL 6TH YEAR
PROJECT, IN ACCORDANCE WITH ATTACHED CONTRACT; FURTHER AUTHORIZING MAYOR AND EXECUTIVE
DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING TO ENTER INTO CONTRACT FOR PERIOD
DECEMBER 21, 1978 TO JULY 31, 1979. (SLEPA-\$65,000.) (CONTRACT AWARDED WITHOUT COMPETI-
TIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A.
48:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilwoman Villani and declared adopted by Temporary President Bottone by the following
votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bt.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS, OFFICE OF THE CITY CLERK AND
MUNICIPAL COUNCIL, MUNICIPAL COUNCIL, SERVICE BY CONTRACT OR AGREEMENT, CONFERENCE AND
RELATED TRAVEL AND MEALS OUTSIDE THE CITY-\$1,527. TO OFFICE OF THE CITY CLERK AND
MUNICIPAL COUNCIL, OFFICE OF THE CITY CLERK, SERVICE BY CONTRACT OR AGREEMENT, OFFICIAL
ENTERTAINMENT-\$984., MATERIALS AND SUPPLIES, GASOLINE-\$543., TOTAL-\$1,527.; PURSUANT TO
N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Carrino and declared adopted by Temporary President Bottone by the following

votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bu. RESOLUTION AUTHORIZING TRANSFER OF FUNDS, OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, OFFICE OF THE CITY CLERK, MATERIALS AND SUPPLIES, GASOLINE-\$226. TO OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, OFFICE OF THE CITY CLERK, SERVICE BY CONTRACT OR AGREEMENT, OFFICIAL ENTERTAINMENT-\$226.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bv. RESOLUTION RESCINDING RESOLUTION 7-R-1, ADOPTED JUNE 26, 1978, "RESOLUTION AUTHORIZING FORECLOSURE OF PROPERTIES BY SUMMARY PROCEEDINGS, IN REM, AS PROVIDED IN IN REM TAX FORECLOSURE ACT (1948) R. S. 54:5-104.29 ET SEQ., ELIGIBLE TAX SALE CERTIFICATES."

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bw. RESOLUTION COMMENDING DR. ELTON T. BYRD, PASTOR OF THE ABYSSINIAN BAPTIST CHURCH FOR HIS OUTSTANDING SERVICE TO THE RESIDENTS OF THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bx.

RESOLUTION APPOINTING 200 SPECIAL POLICEMEN FOR THE YEAR ENDING DECEMBER 31,

1979.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-by.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS, FINANCE DEPARTMENT, REVENUE

COLLECTIONS, SALARIES AND WAGES, OTHER SALARIES AND WAGES (COLLECTION REPRESENTATIVE)-
\$4,360. TO FINANCE DEPARTMENT, REVENUE COLLECTIONS, OTHER EXPENSES, SERVICE BY CONTRACT
OR AGREEMENT (ADVERTISING)-\$500.; MISCELLANEOUS (PUBLIC LAND AUCTION-\$3,860., TOTAL-
\$4,360.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-bz.

RESOLUTION AMENDING RESOLUTION 7-R-1, NOVEMBER 13, 1978, AUTHORIZING DIRECTOR

OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH THE NEW JERSEY STATE
DEPARTMENT OF HEALTH TO DEFRAY COST OF IMPLEMENTING A BLOOD PRESSURE SCREENING PROGRAM,
IN SUM OF \$20,000., BY CHANGING PERIOD SEPTEMBER 30, 1978 TO SEPTEMBER 29, 1979; RATIFY-
ING ACCEPTANCE OF GRANT AWARD, FOR PERIOD FROM SEPTEMBER 30, 1978 TO DECEMBER 20, 1978
AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH
THE NEW JERSEY STATE DEPARTMENT OF HEALTH TO DEFRAY COST OF IMPLEMENTING A BLOOD PRESSURE
SCREENING PROGRAM FOR PERIOD DECEMBER 21, 1978 TO SEPTEMBER 29, 1979, FOR MAXIMUM SUM OF
\$20,000. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED BY CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Grant and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

December 20, 1978

7-R-ca.

RESOLUTION RATIFYING ACCEPTANCE OF A GRANT AWARD FROM STATE OF NEW JERSEY DEPARTMENT OF HEALTH FOR IMPLEMENTATION OF HEALTH EDUCATION PROGRAM, PROMOTE AND PROVIDE IMMUNIZATION, PROVIDE HEALTH SUPERVISION FOR INFANTS AND PRE-SCHOOL CHILDREN, PUBLIC HEALTH OBSTETRICAL SERVICES, CONTROL ACUTE COMMUNICABLE DISEASES, HEALTH SERVICES FOR SCHOOL AGE CHILDREN, CONTROL OF TUBERCULOSIS AND VENEREAL DISEASE, CONTROL LEAD POISONING IN CHILDREN AND ANY OF THE 19 ACTIVITIES LISTED WITHIN CHRONIC ILLNESSES, FOR PERIOD JULY 1, 1978 TO DECEMBER 20, 1978; AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ACCEPT GRANT FROM STATE OF NEW JERSEY DEPARTMENT OF HEALTH, FOR PERIOD DECEMBER 21, 1978 TO JUNE 30, 1979, IN SUM OF \$215,201. (NO EXPENDITURE OF ANY MUNICIPAL FUNDS REQUIRED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-cb.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE A CONTRACT WITH MOTIVATED ENTERPRISES, INC., FOR PERIOD DECEMBER 20, 1978 TO APRIL 30, 1979, FOR PROVISION OF SERVICES REQUIRED TO COMPLY WITH SPECIFICATIONS OF THE HAZARD REDUCTION COMPONENT OF THE NEWARK CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM, AT MAXIMUM SUM OF \$29,000.; FUNDS AVAILABLE IN 1978 ADOPTED BUDGET, FUND 60, DEPARTMENT 98, AGENCY 03, ACCOUNT 250. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET SEQ.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-cc.

RESOLUTION APPOINTING 12 SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1979. (ARSON SQUAD)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

December 20, 1978

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-cd. RESOLUTION AUTHORIZING TRANSFER OF FUNDS, UNCLASSIFIED OPERATIONS, MUNICIPAL
SALARY INCREASE-\$1,253. TO POLICE DEPARTMENT, POLICE DIRECTOR-\$1,253.; PURSUANT TO
N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Grant and declared adopted by Temporary President Bottone by the following
votes:

Yes: Councilmen Grant, James, Johnson, Tucker, Villani, Temporary President
Bottone.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

7-R-ce. RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO ENTER INTO CONTRACT WITH
BEVILL, BRESLER & SCHULMAN INCORPORATED OF NEWARK, NEW JERSEY, TO PROVIDE FINANCIAL
ADVICE TO THE CITY OF NEWARK, FOR A FEE OF \$30,000. AND A OUT-OF-POCKET EXPENSE NOT TO
EXCEED \$2,500. (\$32,500. PROCURED FROM THE CAPITAL BUDGET) (CONTRACT AWARDED WITHOUT
COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Johnson, seconded by
Councilman Grant and declared adopted by Temporary President Bottone by the following
votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-cf. RESOLUTION REAPPOINTING JOHN E. DELK, 152 DUTTON STREET, SOMERSET, NEW JERSEY
SPECIAL POLICEMAN FOR YEAR ENDING DECEMBER 31, 1979. (ARSON SQUAD)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Grant and declared adopted by Temporary President Bottone by the following
votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

December 20, 1978

7-R-cg.

RESOLUTION APPROVING SUBMITTAL OF BUDGET REVISION REQUEST TO SLEPA FOR "NEWARK MINI-BLOCK GRANT PROGRAM" TO EXTEND PROJECT FROM JUNE 30, 1979 TO SEPTEMBER 30, 1979; AND TO AMEND RECEIVING PROGRAM UNDER THIS GRANT "PROJECT RESOURCE" TO READ "NEWARK RECYCLING, INC." (FEDERAL GRANT-\$56,870., SLEPA-\$3,159., LOCAL MATCH-\$3,159.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-ch.

RESOLUTION AMENDING RESOLUTION 7-R-be, APRIL 19, 1978, AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO APPLY TO NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR FUNDS UNDER THE SAFE AND CLEAN NEIGHBORHOODS PROGRAM (FY-78-79), TO INCREASE AMOUNT OF REQUEST FROM \$989,745. TO \$1,000,000., TO BE MATCHED WITH \$1,000,000. FROM MUNICIPAL BUDGET FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-ci.

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF NEWARK OFFICE OF CRIMINAL JUSTICE PLANNING, ON BEHALF OF CITY OF NEWARK, TO SUBMIT APPLICATION TO THE STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR FUNDS TO IMPLEMENT "ELIZABETH AVENUE YOUTH PROJECT," FOR PERIOD JANUARY 1, 1979 TO DECEMBER 31, 1979. (SLEPA-\$19,333., STATE BUY-IN-\$1,074., LOCAL CASH-\$1,074., TOTAL-\$21,482.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-cj.

RESOLUTION RESCINDING RESOLUTION 7-R-d, SEPTEMBER 20, 1978, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, INTERGOVERNMENTAL PERSONNEL ACT PROGRAM, \$20,000.; ITEM AVAILABLE FROM UNITED STATES CIVIL SERVICE COMMISSION - IPA 1970."

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-ck.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, WINTER FOOD PROGRAM, \$326,360.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker.

Councilman Carrino advised that a number of the vendors supplying food to the 1978 Summer Nutrition Program have not been paid for their services and, furthermore, that the State of New Jersey has criticized the City's operation of the program. Councilman Carrino recommended the City Clerk request from the Business Administrator a complete report on the operation of the 1978 Summer Nutrition Program.

The motion to adopt the resolution was declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-R-cl.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, MULTIPHASIC DRUG TREATMENT PROGRAM (79-196-NAR), \$366,300.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Grant, seconded by Councilman James.

Councilman Tucker stated his concern is that he had discussions with Health and

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Welfare Director Morgan about the State and their interaction with the program, especially dealing with the methadone maintenance unit. Councilman Tucker asked if this was the transfer from the State of the methadone maintenance fund which would increase the methadone patient population at the Babies Hospital.

The City Clerk replied this is one of the resolutions which came in at the last minute and they have not had an opportunity to react or check it out. They were assured there would be Council sponsorship, otherwise it would not appear on the list.

Councilman Tucker related he communicated with Mr. Richard Russo of the State Division of Drug Abuse relating as to how they can resolve the question of defunding Multiphasic Program. His recommendation was that since the City has a major problem regarding the Dana Clinic, the State would make funds available for Babies Hospital and the methadone population which is currently located at Dana Clinic would be transferred to Babies Hospital. Councilman Tucker said obviously, since he was involved in the development of that program, he is very much concerned about that. There is limited security at Dana Clinic. Consistent with that, he does not want one addict to be put out into the street, but he does not want to transfer an addicted population from one particular community to another community.

Councilman Tucker stated his communication with Mr. Russo indicated another factor. The State does not have security personnel which means they now have 150 addicts who apparently are receiving methadone treatment at Babies Hospital. If they close down Dana Clinic, that means 250 addicts would be transferred to Babies Hospital which would be a population of 400 addicts at the Babies Hospital. Councilman Tucker said he is not sure that this \$300,000. is or is not the contract discussed with Mr. Russo or Health and Welfare Director Morgan. Councilman Tucker recommended the City Clerk invite Narcotic Drug Abuse Control Assistant Commissioner Russo and Health and Welfare Director Morgan to meet with the Municipal Council December 28, 1978 to discuss this matter.

Temporary President Bottone declared he does not want a drug addict program next to the Babies Hospital. He indicated he would vote in the negative on the adoption of this resolution. Temporary President Bottone agreed with Councilman Tucker that this matter should be placed on the December 28, 1978 Calendar of the Municipal Council.

Councilman Grant commented the personnel at the center have been issued termination slips. He preferred that there be continuity of employment and that is the basic reason for not withdrawing his motion to adopt this resolution.

Councilman James remarked on one hand they have one program whose funds have

been terminated and another to rescue one program to continue the program. He asked if it was possible to rescue one program and delay the question about additional addicts.

Councilman Tucker noted the staff had received notification that they will be terminated December 31, 1978. He reiterated he would like to read this application to find out whether they have or whether they are going to transfer those addicts. The State will not pay for security. One of the major reasons there have been no community complaints at Babies Hospital is that the City is paying for policemen to be there. They have two special policemen there and addicts are not allowed to congregate in and around that area. If the State comes in and Mr. Russo said that is not a treatment course, that means 400 addicts would be coming in there from 9 A. M. until 10 P. M. to pick up methadone. Councilman Tucker asked what is going to happen if there is no one there to tell the addicts they cannot congregate in and around that area.

Councilman James noted the question of additional addicts is not contained in the document before the Council. He suggested Councilman Tucker or Temporary President Bottone contact the authorities for additional facts. Councilman James felt it would be somewhat defeating services by waiting until December 28, 1978.

The motion to adopt the resolution failed of adoption by the following votes:

Yes: Councilmen Grant, James.

No: Councilmen Carrino, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

A motion to defer action on this resolution and place this resolution on the December 28, 1978 Year End Calendar of the Municipal Council; further directing the City Clerk to invite Mr. Richard Russo, Assistant Commissioner of Bureau of Narcotic Drug Abuse Control and Mr. Douglas Morgan, Director, Department of Health and Welfare to meet with the Municipal Council on Thursday, December 28, 1978 to discuss the future operation of the Multiphasic Drug Treatment Program at 15 Roseville Avenue, Newark, was made by Councilman Tucker, seconded by Temporary President Bottone and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

No: Councilman Grant.

7-R-cm.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE IN-
SECTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, SAFE AND CLEAN NEIGHBORHOOD PROGRAM, \$1,000,000.; ITEM AVAILABLE FROM NEW
JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS.

December 20, 1978

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-cn.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, THE NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT - 5TH YEAR, \$87,352.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-co.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PUBLIC HEALTH PRIORITY FUNDING, \$215,201.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Johnson and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-R-cp.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS, DEPARTMENT OF POLICE, OTHER EXPENSES, MATERIALS AND SUPPLIES, PROTECTIVE DEVICES AND SUPPLIES-\$3,000. TO DEPARTMENT OF POLICE, OTHER EXPENSES, EQUIPMENT, COMMUNICATIONS EQUIPMENT-\$3,000.; PURSUANT TO N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO REQUEST AN IMMEDIATE REPORT FROM THE BUSINESS ADMINISTRATOR ON POSSIBLE ALTERNATIVES TO THE PLANNED CLOSING OF RECREATION CENTERS THROUGHOUT THE CITY OF NEWARK, WHICH COUNCIL BELIEVES IS DETRIMENTAL TO THE BEST INTERESTS OF THE RESIDENTS OF OUR CITY; FURTHER, THAT THIS SITUATION REQUIRES, AT THE VERY LEAST, THAT THE PHYSICAL PLANT OF THE AFOREMENTIONED RECREATION CENTERS BE ADEQUATELY MAINTAINED AND SECURED TO PREVENT VANDALISM, SERIOUS DAMAGE OR DESTRUCTION, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO REQUEST A REPORT FROM THE CORPORATION COUNSEL INDICATING THE CURRENT STATUS OF THE PROJECT TO REMOVE OR OBTAIN A WAIVER OF FEDERAL LIENS ON CITY-OWNED PROPERTY, was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

7-M-c.

A MOTION DIRECTING THE CITY CLERK TO REQUEST AN IMMEDIATE REPORT FROM THE BUSINESS ADMINISTRATOR AND WILBERT ALLEN, ACTING EXECUTIVE DIRECTOR, MAYOR'S POLICY AND DEVELOPMENT OFFICE, INDICATING THE STATUS OF THE NEW MASTER PLAN FOR THE CITY OF NEWARK AND THE PREPARATION AND ADOPTION OF A REVISED ZONING ORDINANCE CONSISTENT WITH THE LAND USE ELEMENT OF SAID MASTER PLAN; FURTHER, INDICATING THAT REQUIRED LEGISLATION MUST BE PROVIDED TO THE GOVERNING BODY FOR THEIR CONSIDERATION AT THEIR JANUARY 3, 1979 MEETING IN ORDER THAT IT BE IN EFFECT BY FEBRUARY 1, 1979 WHICH IS THE EXPIRATION DATE OF THE CURRENT INTERIM ZONING ORDINANCE, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

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/ 7-M-d.

A MOTION DIRECTING THE CITY CLERK TO REQUEST MAYOR'S POLICY AND DEVELOPMENT OFFICE ACTING EXECUTIVE DIRECTOR ALLEN TO INDICATE TO THE COUNCIL WHY THE 1978 HOUSING COMMUNITY DEVELOPMENT ACT FUNDS FOR ST. PETER'S PARK EXPANSION HAVE BEEN USED FOR OTHER PURPOSES, was made by Councilman James, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

/ 7-M-e.

A MOTION REQUESTING THE CITY CLERK STAFF TO COMPARE THE EXISTING CITY ORDINANCE RELATING TO "UNAUTHORIZED POSTING IN PUBLIC PLACES" TO SIMILAR ORDINANCES OF THE TOWN OF IRVINGTON AND THE TOWNSHIP OF HILLSIDE, was made by Councilman James, seconded by Temporary President Bottone and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

/ 7-M-f.

A MOTION DIRECTING THE CITY CLERK TO REQUEST HEALTH AND WELFARE DIRECTOR DOUGLAS MORGAN AND DEPARTMENT OF HEALTH AND WELFARE MANAGEMENT SPECIALIST JOSEPH MCGINLEY TO IMMEDIATELY INVESTIGATE THE COMPLAINTS BY MR. JAMES FRANKLIN, PRESIDENT OF THE 10-16 OSBORNE TERRACE TENANT ASSOCIATION REGARDING CONDITIONS AT THAT ADDRESS; THE COMPLAINTS INCLUDE :1) NO HEAT OR HOT WATER; 2) LEAKY WATER; 3) UNLIGHTED STAIRWELLS; 4) UNSECURED ENTRANCES; 5) HAZARDOUS FRONT AWNING; 6) ABSENCE OF A FULL TIME SUPERINTENDENT, was made by Councilman James, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

/ 7-M-g.

A MOTION DIRECTING THE CITY CLERK TO REQUEST A REPORT FROM THE BUSINESS ADMINISTRATOR CONCERNING THE ENFORCEMENT OF ORDINANCE 6-S & F-f ADOPTED OCTOBER 18, 1978 WHICH ESTABLISHED REGULATIONS AND PROCEDURES FOR LICENSING OF BUILDING CONTRACTORS, was made by Councilman James, seconded by Temporary President Bottone and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

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7-M-h.

A MOTION STRONGLY URGING THE CITY ADMINISTRATION AND THE NEWARK BOARD OF EDUCATION TO IMMEDIATELY EXPLORE THE FEASIBILITY OF KEEPING OPEN AT LEAST ONE RECREATION CENTER IN EACH WARD INCLUDING IRONBOUND STADIUM, ST. PETER'S, JOHN F. KENNEDY AND BOYLAN STREET; FURTHER, THAT SERIOUS CONSIDERATION BE GIVEN TO USING SENIOR PERSONNEL PRESENTLY EMPLOYED BY THE NEWARK BOARD OF EDUCATION TO STAFF THE AFOREMENTIONED CITY RECREATION CENTERS WITH CONTINUED FUNDING BY THE BOARD OF EDUCATION, was made by Councilman James, seconded by Councilman Tucker and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

7-M-i.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE CORPORATION COUNSEL TO SUBMIT A REPORT INDICATING THE PRESENT STATUS OF THE PROPOSED EMERGENCY HOUSING ORDINANCE WHICH WAS SUBMITTED TO HIM FOR REVIEW APPROXIMATELY ONE YEAR AGO, was made by Councilman Tucker, seconded by Temporary President Bottone and declared adopted by Temporary President Bottone by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED DECEMBER 11, 1973, RESUBMITTING NOMINATION OF MR. ANTHONY D. BURKE, 254 CLIFTON AVENUE, NEWARK, NEW JERSEY, AS A MEMBER OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL OF THE CITY OF NEWARK, FOR A TERM COMMENCING FROM DATE OF CONFIRMATION AND EXPIRING AUGUST 31, 1979.

(Copy of communication submitted to each Member of the Council)

(Mr. Burke met with the Council December 5, 1978)

A motion to confirm the nomination of Mr. Anthony D. Burke as a Member of the Board of Alcoholic Beverage Control, for a term commencing from date of confirmation and expiring August 31, 1979, was made by Councilman Carrino, seconded by Councilwoman Villani.

Councilman Martinez felt the East Ward has been slighted. Not one person representing the East Ward has been nominated as a Member of this Board.

Councilman Carrino felt it was a good policy for the Administration to nominate people from different wards to serve on Boards for different periods of time.

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Temporary President Bottone: Will the Council confirm the nomination?

Yes: Councilmen Carrino, Grant, James, Tucker, Villani, Temporary President Bottone.

No: Councilman Martinez.

Not Voting: Councilman Johnson.

Temporary President Bottone: The nomination is confirmed.

8-b.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED DECEMBER 11, 1978, RESUBMITTING NOMINATION OF MR. DONALD B. HANNON, 353 CHAPMAN STREET, NEWARK, NEW JERSEY, AS A MEMBER OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL OF THE CITY OF NEWARK, FOR A TERM COMMENCING FROM DATE OF CONFIRMATION AND EXPIRING AUGUST 31, 1980.

(Copy of communication submitted to each Member of the Council)

(Mr. Hannon met with the Council December 5, 1978)

A motion to confirm the nomination of Mr. Donald B. Hannon as a Member of the Board of Alcoholic Beverage Control, for a term commencing from date of confirmation and expiring August 31, 1980, was made by Temporary President Bottone, seconded by Councilman Carrino.

Temporary President Bottone: Will the Council confirm the nomination.

Yes: Councilmen Carrino, Grant, James, Johnson, Tucker, Villani, Temporary President Bottone.

No: Councilman Martinez.

Temporary President Bottone: The nomination is confirmed.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 4, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-j) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE OF SUPERVISOR OF MECHANICAL REPAIRS)"

(Supervisor of Mechanical Repairs (40 Hours)	Minimum	\$21,371.
	1st Step	21,990.
	Maximum	22,663.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to return this ordinance to Administration was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 12, 1978, ENCLOSING PROPOSED "ORDINANCE TO ADOPT CHAPTER 9B OF TITLE TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (1966) AND ESTABLISH A DEPARTMENT OF GENERAL SERVICES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Temporary President Bottone, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

In this connection, the Council directed the City Clerk to request the Business Administrator to supply them with full details comparing the present departmental organizations vs. the proposed reorganization plan; furnish an administrative chart which will show the present organization and proposed organization, the number of employees in each title under both charts, together with the names of incumbents, and those who will fill the new positions, together with the salary ranges in both situations. To further assist the Council, it is suggested that the Business Administrator also provide a comparative cost analysis including budget figures for the present and proposed administrative organizations.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 12, 1978, ENCLOSING PROPOSED "ORDINANCE TO REPEAL TITLE TWO, CHAPTER SEVEN, SECTION 5.1; TITLE TWO, CHAPTER NINE, TITLE TWO, CHAPTER 13A, ARTICLES TWO AND THREE, AND TO AMEND TITLE TWO, CHAPTER NINE A, IN ITS ENTIRETY, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)."

(This ordinance restructures the Department of Engineering)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Temporary President Bottone, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

In this connection, the Council directed the City Clerk to request the Business Administrator to supply them with full details comparing the present departmental organizations vs. the proposed reorganization plan; furnish an administrative chart which will show the present organization and proposed organization, the number of employees in each title under both charts, together with the names of incumbents, and those who

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will fill the new positions, together with the salary ranges in both situations.

To further assist the Council, it is suggested that the Business Administrator also provide a comparative cost analysis including budget figures for the present and proposed administrative organizations.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED DECEMBER 12, 1978, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-d) AND AMENDMENTS THERETO. (TO CREATE THE POSITIONS OF SECRETARIAL ASSISTANT AND SUPERVISING CLAIMS EXAMINER IN THE DIVISION OF PERSONNEL)"

(Personnel Division

Secretarial Assistant \$9,461. - \$11,074.

Supervising Claims
Examiner 12,819. - 15,582.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance rejected November 13, 1978)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 27, 1978, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF LILLIE STREET, AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, 50 FEET IN WIDTH AND EXTENDING FROM SEVENTEENTH AVENUE TO EIGHTEENTH AVENUE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to table this ordinance was made by Councilman Johnson, seconded by Councilman Grant and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani,
Temporary President Bottone.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BUCK, RECEIVED NOVEMBER 27, 1978,
ENCLOSING PROPOSED "ORDINANCE APPROVING THE PURCHASE OF PREMISES COMMONLY KNOWN AS 294-
308 AVENUE P, BLOCK 5060, LOT 138, NEWARK, NEW JERSEY FROM THE HOUSING AUTHORITY OF THE
CITY OF NEWARK, NEW JERSEY, PURSUANT TO THE PROVISIONS OF N.J.S. 40A:12-5." (\$77,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Perillo and Engineering Director Zach met with the Council
 December 19, 1978)

A motion directing the City Clerk to place this ordinance on the January 3,
 1978 Calendar of the Municipal Council for first reading was made by Councilman Martinez,
 seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani.

No: Temporary President Bottone.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued
 from November 29, 1978 to December 12, 1978:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Parents Association of St. Lucy's School	7707 (Amended)
Newark Aerie #44-FOE	7735 (Amended)
Newark Lodge #237-LOOM	7839
PFC Henry Guglicciello Chapter 57-DAV	7843
St. John's Ukrainian Catholic Church	7844
Blessed Sacrament Church	7846
St. Rocco School PTA	7847

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society - Sacred Heart Church, Vailsburg	7823 (Amended)
Our Lady of Fatima Church	7840
St. Michael's Holy Name Society	7841
St. Ann's Church	7842
Blessed Sacrament Church	7845
Church of Our Lady of Good Counsel	7848
St. Augustine's Church	7849

December 20, 1978

A motion to concur in the Report was made by Councilwoman Villani, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

Temporary President Bottone, on behalf of the Municipal Council, expressed Holiday Greetings to all City employees and residents of the City of Newark.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Grant, seconded by Temporary President Bottone and adopted by the following votes:

Yes: Councilmen Carrino, Grant, James, Johnson, Martinez, Tucker, Villani, Temporary President Bottone.

This meeting adjourned at 12:25 A. M., Thursday, December 21, 1978.

APPROVED:



Frank D'Ascensio

City Clerk



Michael P. Bottone

Temporary President

Newark, New Jersey, December 28, 1978

The year end meeting of the Municipal Council of the City of Newark, New Jersey, scheduled to close out the City's business for the year 1978, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:05 P. M.

The City Clerk announced due to the absence of President Harris he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Ralph T. Grant, Jr. Temporary President was made by Councilman James, seconded by Councilman Martinez.

There were no further nominations.

The motion to elect Councilman Ralph T. Grant, Jr. Temporary President was adopted by the following votes:

Yes: Councilmen Bottone, Carrino, Grant, James, Johnson, Martinez, Tucker, Villani.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

Temporary President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 23, 1977 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 28, 1978 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS AND MOTIONS.

7-R-a.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HUBERT WILLIAMS, LIEUTENANT, DEPARTMENT OF POLICE, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING JANUARY 1, 1979 AND ENDING JUNE 30, 1979. (POLICE DIRECTOR - FIRST LEAVE BEGAN JULY 1, 1974)

(Director Williams met with the Council December 28, 1978)

December 28, 1978

December 28, 1978

Councilman Martinez noted based upon the serious budget fiscal problems that the City of Newark has, based upon the contemplated 200 layoffs of Newark police officers and based upon the loss of police officers by attrition, the January 1979 figure of police officers in the City of Newark will be approximately 957, a loss of 397 policemen since December, 1973. This figure represents approximately a 29% decrease in the Newark Police Department in the last four years. This Council by resolution has requested a Table of Organization of 1500 police officers which was never fulfilled by the Administration. This Council in 1977 placed a million dollars in the budget to hire additional policemen, that particular money was never used and it was eventually transferred to other agencies from the Police Department to various other departments within the City of Newark. Based upon the 29% decrease in the City of Newark, based upon the policemen being laid off in our Police Department, he thinks the time has come for the Council to take a stand with respect to layoffs as opposed to termination of high level administration employees. He hoped that this Council would take a strong, hard look at Administration and perhaps in the area of removing, terminating or looking to bring in other department heads at a savings to the City of Newark. He does not think we can continue to layoff the low level employees and not look at the top level administrators. He felt the position of Police Director, approximately \$37,000. a year, is a duplication of effort, it's a luxury that we can no longer afford and is a position that can be handled by the Chief of Police of the Newark Police Department.

Councilman Tucker pointed out we are talking about a leave of absence that the Police Director is currently on right now, as a Police Lieutenant within the Newark Police Department. He felt Council concern should basically be dealing with whether or not we intend to extend the leave of absence or intend to terminate the leave of absence. His concern on the matter is very clear. He thinks if the City of Newark or if this Council as a body wants to establish a policy that states that you will have a leave of absence for a certain period of time and after that you will make a determination such as three years as to whether you want to continue in that capacity or not, he thinks that Council should do that. The Council now finds itself in a position of being arbitrary and capricious in our actions by approving one leave of absence and not necessarily approving another. He thinks that the other point that his colleague is making is that he is questioning whether or not there needs to be a Police Director within the City of Newark who, in effect, is an administrative head of the Police Department. We should clearly indicate, as was reported to us by the Police

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Director in our pre-meeting conference, that there is no other administrative person with the Newark Police Department. He thinks also at that time that the Police Director indicated to us that without an administrator who is directly responsible to the elected representatives of the City of Newark, it becomes very difficult for us to take the will of the people and implement that within the concept of the Newark Police Department. We are all aware of the fact that although we do not have superior officers within the Police Department that all of those superior officers are members of the union and subsequently that they have, out of necessity, to relate to the edict of the union. He thinks it is imperative that if we intend to examine whether there is a need for an administrative head of the Police Department which he believes there is, that we have more meaningful discussion on that and look at the experiences of other municipalities who have moved in that direction of having a total police force which is covered by a union. He does not believe that at this point in time we have performed any in depth analysis of that, consistent with that he is moving that the Police Director's leave of absence be approved.

Councilman Tucker said he has no problem whatsoever in voting on any policy that relates to a limited leave of absence for a specific purpose, but he thinks it is important that we are aware of the fact that this resolution only deals with continuance of a leave of absence of the Police Director Hubert Williams who currently is a lieutenant within the Police Department.

Councilman Bottone said his concern is not directed toward the extension of granting of leave but on police problems. He would like the Administration to let this Body know if they definitely have in mind any set Table of Organization for the Police Department because he feels some of the low morale and some of the other rumors that are going around do not fully enhance the operation of the Police Department. He thinks it is hurting its morale and they don't know whether there are going to be more layoffs. He would like Administration to respond to Council request as to whether they have a definite Table of Organization number in mind, and, if so, what is it.

Councilman Carrino felt we have outgrown the concept of having nine department heads. He thinks if we look at the more progressive forms of government, we'll see either a Commissioner or a Director of Public Safety encompassing the Police Department, the Fire Department, LEAA, or any SLEPA funding programs that come into a City so that when we speak administratively, the Director or Commissioner of Public Safety can handle all of that phase of government.

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Councilman Carrino said he thinks we were given some misinformation upstairs. The Police Chief of the Newark Police Department is not a member of the union, the union can negotiate for every superior officer up to Deputy Chief of the Newark Police Department. The Police Chief is excluded from any union negotiations, or any union bargaining. If you recall, we had to enact an ordinance giving him a salary which was 6% over and above the Director, the Director was supposed to get 6% over and above the Police Chief and Police Chief got so much over and above the Deputy Chief, but no one negotiates for the Chief of Police, so that administratively, he is the highest ranking police official in any City. A director can serve at the whim of the Mayor at any time so that a director may not necessarily have the welfare of the people or the welfare of the citizens of a city in his heart. He is serving specifically at the whim of the Mayor of the City of Newark and he can be removed at any time. The Police Chief is the highest ranking police official in any city whether you have a commissioner or whether you have a director, so we have to look very seriously about the consolidation of the departments in the City of Newark. If we are going to have a Director of Recreation with no recreation, we, as the Council, have to determine what is the best and most efficient way to run the City of Newark and then we will have to make that determination.

Councilman James stated he supports the measure of the Director's leave of absence. Historically this is a routine matter and he is pleased to note that his two colleagues, Councilmen Carrino and Martinez, are on leave of absence approved by this Body. We ought to bring an end to witch-hunting and harrassment of the Police Director. If he is guilty of any charges, then he certainly should be brought up on charges and this Body can investigate, weigh those charges and make the necessary recommendation.

Councilman James said that the issue before us is loss of anti-recession funds and, again, as this Council, we should share some of that blame. It was this Body that voted to include essential personnel that should be funded under Federal anti-recession dollars. It was this Council that made that determination and he thinks we were in error to do that. Director Williams is not the Mayor, he is not the Business Administrator and certainly he is not the Council. To fault him for laying off the police personnel is like beating a pregnant wife after the conception and he thinks both parties would have to share in that blame. We talk about reduction of personnel. As his able colleague Councilman Carrino stated, we ought to start with Public Works that's now minus Sewers and Streets and he doesn't know what Mr. Toma is doing.

We ought to move over to Recreation where Director Washington has no recreation personnel and he thinks we ought to deal with the whole city if we're talking about reductions.

Councilman James indicated he must challenge his colleague, Councilman Martinez, if he's really talking about saving money, and that seems to be the issue, that the Council, which has been blessed with five aides, could simply reduce our staff, each by one aide and we could save the money which could be earmarked in abolishing the Police Director. The Police Director is nominated by the Mayor and confirmed by this Body and the records will show that both Councilmen Carrino and Martinez did vote for Director Williams when they also voted for Director Caufield, in fact it was a package deal.

Councilman James reiterated if the Director is guilty of any charges, we should bring him up on these charges, but he felt we are reducing the morale of our City by continuing to second-guess the Police Director and it is our fault that increased anxiety and emotion exists in the Police Department. He thinks we ought to put it to rest and if it is our desire to talk about restructuring the City Government, let's deal with restructuring. If it is our desire to bring up charges, let's bring up charges, but he would hope that we would approve this leave of absence and let's get on with the business of trying to find federal dollars in order to advance our City.

Councilwoman Villani stated today we are voting on a leave of absence for Director Williams, and she is voting for that. However, now we're talking about abolishing the directorship of the Police Department. That means next we'll think about abolishing the directorship of the Fire Department, which is one of the finest in the whole country. With Newark's high crime rate and with Newark's high fire rate, she can't conceive how we can be without directors in these two vital departments.

Councilman Johnson said he has to agree with his colleague, Councilman James, that if at this time the Police Director has not been doing his job, then we should bring him up on charges, but to tamper with the policy of extending leave of absence to members and individuals who are working at this time in the Administration, he thinks that is ludicrous. We have on the Council now two members who are on leave who are presently serving on the Council and he feels that to tamper at this time with Director Williams' leave would not be the proper thing to do and would not be in the best interest of the City of Newark so he would have to also agree that we extend the leave of absence to the Police Director.

Councilman Carrino stated he would like to respond to Councilman James. No one is accusing the Police Director of dereliction of duty or any kind of malfeasance or misfeasance that seems to permeate this meeting right now. There are only two departments in the whole City of Newark that have a professional at the head of that department, excluding a director, that is the Police Department and the Fire Department in the forms of the two Chiefs that are again the highest ranking officers in both of those departments. No one is even talking about eliminating fire and police, all we're talking about is consolidating the two into public safety. As far as the vote for the Police Director, he has his odds against that. He voted for the Police Director in the affirmative five years ago as a first term Councilman. He has never been afforded that luxury since the Mayor sees fit not to bring up new directors in front of us. He feels the Law Department has given us the wrong interpretation of that rule, but we have to live with it. As a Councilman serving a second term, he feels that he is entitled to vote for each of the nine directors again and he certainly would not vote for Director Williams the second time, even though he is not afforded that opportunity.

Councilman Martinez pointed out just to go over briefly on several of the discussions that his colleagues made, number one, it's a Civil Service ruling, leaves of absence without pay to appointed officials, a Civil Service ruling that you must appear before the Governing Body every six months and that is the position that they take.

Councilman Martinez further pointed out we talk about various department heads and other persons. He remembers when Robert Notte came to us for an appointment, we discussed at that time that this particular person, extremely well talented, a good administrator, yet, because of the problems that we're having with budgetary cuts, Robert Notte at \$30,000 a year and lay off small little people, we seem to forget that. One of his colleagues indicated that we should set a Table of Organization within the Police Department. It was this Council in 1974 that set a Table of Organization, by ordinance, of 1500 patrolmen. Another of his colleagues indicated about monies being spent within the Police Department or various other agencies and giving it to department heads. We by law, can only put various dollars within the municipal budget. The director, or head or administrator of that particular department does not have to spend that money. This was indicated in 1977 when this Body saw fit to put over one million dollars in the policemen's budget for salaries and wages of 1977. In November of that year that money was not spent and it was transferred to various other depart-

ments and each and every one of us had a concern of why that money was not spent. As far as the colleague indicating about the Director being derelict, no one has ever indicated that type of dereliction. We talk about confirmation. Councilman Carrino and he voted in the negative at the pre-meeting conference in 1974. We discussed with Director Williams certain problems that we had and we voted in the affirmative in 1978 and he along with his colleagues, indicated strongly and have gone to the Mayor on record, that on July 1, 1978 were he to be re-elected, he would like to have the option, the opportunity to vote for every department head because he does not want to be criticized for any department head's failure. He feels we were not afforded that opportunity and he doesn't think we ever will be afforded that opportunity and we will see holdovers for the next four years.

Councilman Martinez said when you talk about an increased crime rate in the City of Newark and that the director who is the administrator for that department perhaps can decrease it. He sees that differently, he sees the Police Chief as the most experienced person in the City of Newark and the Police Department with over 25 or 30 years' experience, truly a professional. He feels that the Director's position and salary of \$37,000. with 14 employees assigned to his office, one a Deputy Chief, three Lieutenants, one Sergeant and nine detectives, being heavily overstaffed. He thinks that their services could be used out in the street, again, fighting crime and not only the position of Director. He does not want to get into a personality discussion because there has never been indicated that Director Williams has been derelict in duties. He thinks his position has been the City of Newark has submitted budget cuts, they have cut the little people, they have cut the six and seven thousand dollar employees. He thinks that this Council has gone on record before, particularly to the Board of Education and has made statements to them, cut the administrators, cut the fat cats, cut the chauffeurs, and he feels that this Council must take a stand and look in other areas of where to make cuts, not only of the little people.

Councilman James recalled that the Council harrassed the former Chief Director John Redden until he had to leave and go across the street to the Prudential. The Council later then harrassed former Police Director Lieutenant Kerr until he had to resign and go back to his position and now we're at Director Williams and he would hope that we could abolish this practice of political interference in the conduct of police business.

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Councilman James indicated he has witnessed that our streets are not clean, the sewers are overflowing, debris strewn vacant lots, yet the Public Works Department has more men than police, yet the Public Works Department has brand new trucks from Virginia and North Carolina, even a new transfer site, which is appropriately located in the East Ward. Yet, we're not getting the job done and he doesn't see any clamor, he doesn't see any public overtures that we should abolish Public Works or get rid of Mr. Toma. Now, the only difference he really sees is that Director Williams is a man of color and Director Toma is other. He would hope then that our whole discussions are not motivated by racism because it would seem to him that we ought to be about the business of having our city cleaned and doing some other things. So he would hope, that if we're talking about reorganization, then let's do away with Director Williams and bring up the matter of reorganization. If it's about saving money, again we could start with the Council, since they say we're the fat cats of City government. He thinks we are hurting our City's image, we're hurting the conduct of police business and we, shall we say, are creating the unnecessary high emotion that is running throughout the Police Department. Let's get on with the business of setting policy and not purging individuals.

Councilman Bottone stated he agreed with some of Councilman James' statement. He feels at this time that as nine responsible adults, we have certainly made up our minds and what our feelings are and how we are going to vote and continuing this conversation is not going to be of any benefit to anyone except to the detriment of everyone out there.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, James, Johnson, Tucker, Villani, Temporary President Grant.

No: Councilmen Carrino, Martinez.

7-R-b.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED
PURPOSES, MULTIPHASIC DRUG TREATMENT PROGRAM (79-196-NAR), \$366,300.; ITEM AVAILABLE
FROM NEW JERSEY STATE DEPARTMENT OF HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Health and Welfare Morgan, Mr. Matt Martin and Mr. Dick Statkun,

representing Mr. Richard Russo, Assistant Commissioner of Bureau of Narcotic Drug Abuse Control met with the Council December 28, 1978)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-c.

RESOLUTION COMMENDING THE GREATER NEWARK CHAMBER OF COMMERCE FOR THEIR STRONG SUPPORT OF THE CITY OF NEWARK IN MANY WORTHWHILE UNDERTAKINGS INCLUDING PARTIAL FUNDING OF THE 1978 CHRISTMAS HOLIDAY DECORATIONS IN THE CENTRAL BUSINESS DISTRICT.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-d.

RESOLUTION REAPPOINTING SPECIAL POLICEMEN FOR THE YEAR ENDING DECEMBER 31, 1979. (129 SPECIAL POLICEMEN)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Bottone and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-e.

RESOLUTION AMENDING RESOLUTION 7-R-bx, DECEMBER 20, 1978, BY AMENDING PARAGRAPH 6 TO READ "THE INDIVIDUALS IN PARAGRAPH 3 SHALL FILE WITH THE OFFICE OF THE CITY CLERK A CERTIFICATE OF INSURANCE INDICATING THAT THEY HAVE SECURED COMPREHENSIVE GENERAL LIABILITY COVERAGE IN AMOUNT OF \$300,000. FOR BODILY INJURY, EACH OCCURRENCE, AND \$100,000. FOR PROPERTY DAMAGE, EACH OCCURRENCE, SHALL COVER ENTIRE TERM OF THEIR APPOINTMENT UP TO AND INCLUDING DECEMBER 31, 1979 AND SHALL COVER THE INDIVIDUAL, THE CITY OF NEWARK, THE POLICE DIRECTOR AND CHIEF OF POLICE AS ADDITIONAL INSURED."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-f.

RESOLUTION CANCELLING PART OR ALL OF THE ENCUMBERED BALANCES IN BUDGET
APPROPRIATIONS FOR 1978 FOR THE CURRENT FUND ACCOUNT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-g.

RESOLUTION CANCELLING PART OR ALL OF THE ENCUMBERED BALANCES IN BUDGET
APPROPRIATIONS FOR 1978 FOR THE WATER UTILITY FUND.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-h.

RESOLUTION APPOINTING CONSTABLES FOR A ONE YEAR TERM FROM JANUARY 1, 1979 AND
ENDING DECEMBER 31, 1979 AND APPROVING THEIR BONDS AS TO SUFFICIENCY. (ALFRED C.
BOOKER, LLEWELLYN CUMMINS, EDWARD STANDARD LEWIS, RAYMOND MAGLIACANO, PHILLIP R.
MARCUS AND RENALDO TAYLOR)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-i.

RESOLUTION APPROPRIATING \$45,742,260. AS TEMPORARY APPROPRIATIONS PRIOR TO THE
ADOPTION OF 1979 OPERATING BUDGET OF THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson.

Councilman Carrino stated now we come down to the moment of truth. Councilman James has continuously spoken about Council exerting our power and using whatever

method we have to try to get what we feel is best for the City of Newark. The Administration has come up with a proposal for \$44 million on a temporary budget. He feels we should take the bull by the horns, sit down with Administration, reject this \$44 million and then tell the Mayor that we will not appropriate that \$44 million until whatever number we decide of Newark policemen be placed back into this budget. Some people might say that's irresponsible because we're stopping the motivation and the operation of the City. He says that the responsibility falls on the Mayor and the Administration. They have to run the City, they have to expend this money on a daily operational basis. If we reject this money today, they will have to sit down with us tomorrow, they will have to find out why or what we ask this money is used for. If we hold firm and tell him that we want the 200 policemen as part of that \$44 million, they are either going to have to put the policemen back in the budget or the Mayor and the Administration are going to have to face the responsibility of not operating the City, starting Monday morning. This is not an irresponsible act on our part, this is the first opportunity we have now to tell the Administration that we will give them the \$44 million, pending the fact that we want the 200 policemen still to be working in the City of Newark. He realizes some people here are going to say that's irresponsible. It's not irresponsible, the City has to operate as of Monday. We feel it should operate with 200 more policemen, the Administration feels it can operate without the 200 policemen. If we do not appropriate the money, there is going to have to be a compromise, there is going to have to be meetings. If the Administration wants to open up Monday morning, they'll have to compromise on those numbers of policemen with us before Monday and he thinks now we should start exercising our power as lawmakers and as people who control the purse strings in the City of Newark.

Councilman Bottone remarked rather than reject this \$44 million, he thinks we have the authority and he thinks there is money leeway that we can increase that amount to include the policemen so that way you would not stop any efficiency of the City or job control or any services. Rather than reject, he thinks it would be more advisable to increase to put those policemen in there. This goes back to his original question, what does Administration anticipate?

Councilman Bottone said he is willing to put the money in the budget right now for those policemen and then let's see what the Administration has in mind.

Councilman James remarked it sounds like we're in Cleveland. He is under the impression the temporary budget is for one-fourth of the year. Therefore, what we need

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to know, what amount of money is needed to hire the 200 police for an entire year. We had a rough figure of \$3 million, but we need to be exact and then we need to divide that by one fourth, then we'll know what we're talking about. Can anyone present ascertain the exact amount of money we're talking about in order to put into the budget the necessary funds in order to hire some 200 policemen.

Temporary President Grant remarked what Councilman James is asking for is a precise dollar amount. Is that ascertainable at this time?

Councilman Carrino felt everybody is missing the point here. If we appropriate any amount of money over and above the \$44 million, the Administration does not have to use that for police, so that becomes moot. He is talking about stopping the allocation of the total budget until they tell us that they will put the 200 men on. If we put \$2 million more in here and okay \$46 million dollars, they do not have to use the money for the police. If we tell them we're not putting in a penny until he guarantees us that the cops are going to be included in the \$44 million, that's the only way we're going to be sure that the 200 policemen are still working. He thinks that's the only way we can go, by putting extra money in there, we're not accomplishing a thing. We have to force them to sit down with us and tell us that they will put the cops on if we give them the money and it's the only way we're going to be guaranteed the 200 men.

Councilman Martinez replied he respects Councilman Carrino's position and feels quite a bit in line with him. He can only point out that whatever money we put into the Administration budget, they do not have to spend it. It was clearly indicated in 1977 and 1978, in 1977 when we put \$1,200,000. in the police budget and indicated that we would like to see more policemen hired, they were not hired. The money was eventually used for surplus and transferred to other agencies. When 31 policemen were going to be hired in the City of Newark and it was indicated at that time and they received a letter that they were going to be appointed, the appointment was withdrawn because they did not want to hire them and this Council again had to take a strong stand to see that they were hired.

Councilman Martinez said his feeling is that no matter what you do with this money, if you were to give them \$200 million more, they would not spend it unless it's in areas where they want to spend it. They've done this before in the past and they will do it again in the future. He thinks we have to be very careful how we handle this temporary appropriation budget because we're not only talking about affecting this one agency, we're talking about affecting 500 to 750 employees.

Councilman James stated he understands the intent of Councilman Carrino's motion that we force a bargaining position. He does not feel that the votes are here for that as he looks around and he would suggest again that Councilmen Bottone's measure be studied, except in the fact that Administration could do what they want with the money, the same as the Board of Education. He thinks what we're looking for now is leadership by this Body during the crisis. If, in fact, we clearly indicate by our intent that we also support the police, we're supporting them, we made available the money, then the real culprits in this act will surface.

Councilman James said he is not of the opinion, that we're talking about the same amount of money. If we say 200 police officers at roughly \$20,000. per person, he comes up with \$4 million, and 25% of that is only \$1 million, we would have to add to the budget. Now \$1 million is quite a difference than \$3.7 million which we stated earlier. If the votes are not here and also if we are going to be accused of sabotaging the City, if you're going to have an editorial with your name in it in the Star-Ledger tomorrow, he would suggest then that we go to the next step of clearly indicating that we have received a request for \$44 million in the temporary budget and it is our intention to increase it to \$45 million with the express purpose that the \$1 million be used for the hiring of additional policemen. Now there are other questions - after they're terminated, how soon can they come back. There are all kinds of problems in that, but he would suggest that if your votes are not here, let's move to that alternative. He does feel that we need some action by this Body.

Acting President Grant stated with that in mind, would the mover and the seconder care to entertain that amendment?

Councilman Carrino stated he hates to be repetitious, but if we put the \$1 million in the budget they cannot guarantee that we put those policemen back on. If his name has to be in an editorial, fine, the Mayor's temporary budget is \$44 million with 1100 cops. The only way is if you're sincere about putting the 200 men back on is to reject this and have him sit down with us this afternoon or tomorrow and tell us that he needs the \$44 million and that we tell him, we'll give you the \$44 million if the 1100 policemen are included in that budget and that's the only way we can compromise the fact that we can put these 200 men on. Putting the money over and above this \$44 million is not going to do it. He certainly doesn't want to stop the operation of this City Monday, but he wants the Mayor to understand that five Councilmen want this budget to include 200 more cops. Now it comes down to whether the five Councilmen get what they want or the Mayor gets what he wants and it's as simple as that. So if we're going to take a stand, we should take a stand now. This

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is the best way we can all do it. If the Mayor of the City of Newark wants to be irresponsible and not operate the City starting Tuesday morning, then that responsibility has to rest on his shoulders. It's as simple as that. He will then have to make the decision as to whether it's more important to have 200 cops or whether it's more important to have 300 legal analysts running around drinking coffee all day. The only one who can make that decision is the Mayor if we hold him to this. If we don't then all we're going to do is play games for the next five months.

Councilman James felt there are still some questions that need to be posed.

1) The Mayor is not in town. He believes we all received a notice that Business Administrator Buck is Acting Mayor and Mayor Gibson is out of town until Tuesday. His next question is, if we do not pass on this today, can't we have a special meeting at a later time with the Mayor and still have the flow of government continued? Would there be a fiscal crisis? Would there be an inability to meet payroll? He would like to know from someone if we do not pass this today, what crisis situation might exist in the City of Newark.

Councilman Carrino stated he doesn't know where the Mayor is right now, but if Judge Buck calls him and tells him they don't have the \$44 million for Tuesday and he decides he wants to stay in Washington, then come up here tomorrow or Saturday to discuss it with us, then something's wrong somewhere. If he doesn't want to come back, then he thinks it's an affront to every citizen in the City of Newark.

Councilman Bottone remarked this is one time that maybe the Mayor is at a more important place. However, it's his responsibility to make sure the services of this City continue and he can see making this amendment because regardless of what he does or says or thinks, if the Mayor wants \$44 million and not \$45 million, he's going to keep \$44 million and regardless of what we do here today, at least we can show our concern, our direction and hope that the Administration would see fit to go along with our thinking. So, again, he would like to include that \$1 million for the express use of putting \$200 policemen back on and then if Administration sees unfit to do this, then it's their move.

Councilman Carrino replied this is the final say, we have two choices, we either hope the Administration will do what we're asking or we force them to do what we're asking and it's up to 8 individuals to make that decision. You want to hope he does it, fine, or you want to make him do it. That's the only decision you have here.

Temporary President Grant asked the mover and the person who seconded this motion whether or not they wish to accept the amendment offered by Councilman Bottone.

Councilmen James and Johnson agreed to accept the amendment as part of the motion.

The motion to amend the resolution increasing the temporary appropriations by \$1 million from \$44,742,260. to \$45,742,260. was made by Councilman James, seconded by Councilman Johnson.

Councilman Tucker questioned whether we are going to vote on the amendment and then vote on the resolution?

Councilman Carrino stated he wants to go on record, certainly, he is going to vote yes on this amendment because there is a shot that we can keep the policemen but he just wants to go on record as saying that we're taking the wrong avenue and we are going to look at this a month from now and we're going to be shy the 200 policemen but he won't vote against anything that has the possibility of saving them. This is definitely the wrong avenue we're pursuing.

Councilman Tucker expressed his concern on the matter that he supports the amendment, but he does not support this resolution. He would like to make it clear that it has been his posture for the last four years that the Administration makes up a temporary budget and submits it to this Council and in most cases we approve the temporary budget based on the statutory constraints, but the fact remains that we have no details in regard to that budget so although he supports the amendment, he will not vote affirmatively for the resolution.

City Clerk D'Ascensio said to clarify the record, Resolution 7-R-1 with a condition that \$1 million of that is to be used for the rehiring of the 200 laid off policemen.

Councilman James stated he would like to explore the possibility of withdrawing his motion and having Councilman Carrino have a roll call because he does not want it to be said that our motion passed without giving the Council or those individuals who feel strongly that they would like to go by way of defeating this measure and bringing the Mayor from wherever into a meeting. So, with Councilman Johnson's permission, he would like to withdraw his motion and have Councilman Carrino put his motion before the Council and then have a roll call if his is not successful.

Councilman Johnson agreed with Councilman James and he is willing to rescind his second so that Councilman Carrino can bring forth his motion at this time.

Councilman Martinez felt again, it becomes a second guess. We're talking about putting \$1 million in for a quarter, we're talking about \$3.8 million, we're talking about other millions that we could probably put in. Would this Council consider putting in enough money to bring back all the employees for the first quarter?

Councilman Bottone remarked he doesn't believe we have the exact figures of how many employees are going to be let go, how many have gone, or what the total amount would be and he thinks that figure might be over what we're allowed to do.

Councilman Carrino replied it's an established fact over the last 3 or 4 weeks that we know there are going to be laid off employees. No matter who we save or don't save, people are going to get laid off. So he thinks we are opening a "Pandora's Box" here at this point to include everybody and not even know what the 5% cap is at this point. So he does not know if that's in the best interest.

Temporary President Grant said as a point of clarification if we might just back up for one moment, to clear the air as to where we are. Originally we had a resolution on the floor, 7-R-i, relative to the Administration's \$44,742,260. We then had both Councilmen James and Johnson accept the amendment as offered by Councilman Bottone. Now both gentlemen are withdrawing the original amendment to amend the figure to permit Councilman Carrino to offer a substitute motion at this time.

A motion to reject the resolution was made by Councilman Carrino, seconded by Councilman Martinez.

Councilman Carrino remarked that the logic is defeating the purpose of what we're trying to do. If we're going to reject the \$44 million and then okay the \$45 million, we don't know if he's going to put the cops on. We're missing the whole idea of this thing. If we're going to play games and try to look good in the paper with people who are being laid off, that's one thing. If you sincerely believe that we need the 200 policemen to make this City function, that's something else. To reject this, to okay the one for \$45 million, he thinks that is a slap in the face. We just wasted 20 minutes. He moves to reject without any amendments or anything else and that we sit down with the Mayor between now and Tuesday and tell him we will not give him the money until the \$44 million includes 200 police.

The motion to reject the resolution failed of adoption by the following votes:

Yes: Councilmen Bottone, Carrino, Martinez.

No: Councilmen James, Johnson, Temporary President Grant.

Not Voting: Councilmen Tucker, Villani.

Councilman Bottone stated he would like to insert his thought of before that we take 7-R-i and raise the appropriation to \$45,742,260. only for the reason that we hope that \$1 million will reinstate the policemen, but most important of all that the City will continue its services, most important, that the City will continue its services.

Councilman Grant questioned whether there is a second to the motion. There is no second to the motion.

Councilman James said that seeing that there is no motion before us, he would like to reintroduce his motion.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson.

Temporary President Grant stated at this point what we ought to do is restate the motion and if this motion is to carry the amendment, then that should be so stated because the original motion did not carry the amendment. Therefore, this would not carry it.

Councilman James remarked his motion which he withdrew in order to allow Councilman Carrino to advance his, was to approve the resolution as being forwarded to us with the amendment posed by Councilman Bottone which indicated that a million dollars be added for the express purpose of hiring police. The reason he did not support Councilman Bottone's measure was simply that he withdrew his only to allow Councilman Carrino to advance his. If his did not successfully pass, he had planned to re-introduce his as indicated before encompassing the amendment of Councilman Bottone.

The motion to adopt the resolution appropriating \$45,742,260., earmarking a million dollars for the express purpose of hiring police was made by Councilman Johnson, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani.

No: Councilman Tucker.

Not Voting: Temporary President Grant.

7-R-j.

RESOLUTION ESTABLISHING TEMPORARY APPROPRIATIONS FOR WATER UTILITY AND DEFERRED CHARGES AND STATUTORY EXPENSES, WATER UTILITY-\$2,575,863.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Villani,
Temporary President Grant.

No: Councilmen Martinez, Tucker.

7-R-k.

RESOLUTION PROVIDING TEMPORARY APPROPRIATIONS FOR MUNICIPAL DEBT SERVICE, LOCAL DISTRICT SCHOOL PURPOSE AND DEDICATED REVENUE-DIVISION OF WATER UTILITY DEBT SERVICE-

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\$22,110,880.

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,
Temporary President Grant.

No: Councilman Tucker.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF PUBLIC WORKS TO EXECUTE CONTRACT ON BEHALF OF CITY OF NEWARK WITH VARIOUS CONTRACTORS IN ACCORDANCE WITH SPECIFICATION FOR CONTRACT NO. 78, 1DB, SNOW PLOWING AND SNOW CARTING IN THE CITY OF NEWARK DURING THE WINTER SEASON BETWEEN NOVEMBER 1, 1978 AND APRIL 1, 1979; FURTHER AUTHORIZING DIRECTOR OF PUBLIC WORKS TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, FUNDS PROVIDED FOR BY FUND 11, DEPARTMENT 07, DIVISION 05, ACCOUNT 141. (EXPENDITURES FOR THESE CONTRACTS SHALL NOT EXCEED \$300,000. IN THE AGGREGATE)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Villani,
Temporary President Grant.

Councilman Martinez said he does not know if he is out of order but with respect to Resolution 7-R-i, the Temporary Operating Budget, he thinks most of us are aware of the fact that the 29th of this month, the City of Newark is contemplating closing every recreational facility in the City of Newark, boarding them up, some already have been boarded up. Our children of the City will not have any recreational facilities available to them whatsoever. Administration has indicated they will take \$1.2 million for the entire year to keep in operation the entire recreational facility in the City of Newark. He would be hopeful again, maybe we are double talking, in going back to Resolution 7-R-i and placing enough money for that quarter to see that all of our recreational facilities are kept open, at least until April to give us an opportunity to secure other avenues of revenue, whether state or federally funded to keep all of our facilities open to give our youngsters in the City of Newark a place to keep physically fit and mentally aware.

Temporary President Grant felt that Councilman Martinez was out of order but unless the persons of the original motion and the seconder would agree to re-open the motion and then it would have to be rejected. At this point it would be out of order

since the motion has been carried and voted on.

Councilman Tucker said for our own edification he thinks we should be well aware of the fact that the Mayor has total flexibility in regard to any of those temporary appropriations. In most cases we found as we reviewed the temporary budget the majority of the funds that are placed within those particular categories were never expended. All he can say is that if it is the wishes of Administration to maintain those recreational centers, he can clearly indicate they have total flexibility to do that. Because there is no budget, they can expend those funds in any way they see fit. If it is the intent of Administration to maintain those recreational centers, they have the physical flexibility even with the \$45 million.

7-R-m.

RESOLUTION RESCINDING RESOLUTION 7-R-b1, AUGUST 9, 1978, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NEW JERSEY D.E.A. TASK FORCE PROGRAM, \$102,816.60; ITEM AVAILABLE FROM DRUG ENFORCEMENT ADMINISTRATION, NEW JERSEY D.E.A. TASK FORCE PROGRAM."

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-n.

RESOLUTION RESCINDING RESOLUTION 7-R-ca, SEPTEMBER 6, 1978, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, MULTIPLE DWELLING, \$60,000.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS."

A motion to adopt the resolution was made Councilman Carrino, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-o.

RESOLUTION RESCINDING RESOLUTION 7-R-ck, DECEMBER 20, 1978, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY

OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, WINTER FOOD PROGRAM, \$326,360.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-p.

RESOLUTION RESCINDING RESOLUTION 7-R-cn, DECEMBER 20, 1978, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY, THE NORTH WARD COMMUNITY YOUTH ENRICHMENT PROJECT - 5TH YEAR, \$87,352.; ITEM AVAILABLE FROM STATE OF NEW JERSEY LAW ENFORCEMENT PLANNING AGENCY."

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-q.

RESOLUTION RESCINDING RESOLUTION 7-R-co, DECEMBER 20, 1978, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PUBLIC HEALTH PRIORITY FUNDING, \$215,201.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF HEALTH."

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-r.

RESOLUTION RESCINDING RESOLUTION 7-R-cm, DECEMBER 20, 1978, "RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, SAFE AND CLEAN NEIGHBORHOOD PROGRAM, \$1,000,000.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS."

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-s.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION PROJECT FOR THE ELDERLY IN THE AMOUNT OF \$391,815.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-t.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED YOUTHS, FY 78 IN AMOUNT OF \$83,795.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-u.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR THE CHILDHOOD LEAD POISONING PROGRAM IN AMOUNT OF \$54,543.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-v.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM IN AMOUNT OF \$70,375.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-w.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR REDEVELOPMENT
AND HOUSING AUTHORITY SECURITY SERVICES PROGRAM IN AMOUNT OF \$224,905.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-x.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR SUMMER FOOD
PROGRAM IN AMOUNT OF \$445,175.

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-y.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR MINI-BLOCK GRANT
PROGRAM IN AMOUNT OF \$180,091.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-z.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR VAN POOL PROGRAM
IN AMOUNT OF \$22,000.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-ba.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR TASK FORCE
PROGRAM IN AMOUNT OF \$2,267.45.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bb.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE
EMPLOYMENT TRAINING ACT, TITLE III, SUMMER PROGRAM FOR ECONOMICALLY DISADVANTAGED
YOUTH, FY 78 IN AMOUNT OF \$316,205.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bc.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR URBAN RODENT AND
INSECT CONTROL PROGRAM IN AMOUNT OF \$106,305.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bd.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE
EMPLOYMENT AND TRAINING ACT, TITLE VII, PRIVATE SECTOR INITIATIVE PROGRAM, FY 79
IN AMOUNT OF \$25,000.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-be.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE
EMPLOYMENT AND TRAINING ACT, TITLE III, HIRE II IN AMOUNT OF \$400,000.

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

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7-R-bf.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE
EMPLOYMENT AND TRAINING ACT, TITLE III, EXEMP IN-SCHOOL YOUTH PROJECT IN AMOUNT OF
\$284,000.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bg.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE
EMPLOYMENT TRAINING ACT, TITLE III, VENTURES IN COMMUNITY IMPROVEMENT PROGRAM IN
AMOUNT OF \$600,000.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bh.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR JUVENILE JUSTICE
DELINQUENCY PROJECT IN AMOUNT OF \$11,000.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bi.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR INDEPENDENCE
HIGH SCHOOL, 6TH YEAR IN AMOUNT OF \$65,000.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

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7-R-bj.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NORTHWARD COMMUNITY YOUTH ENRICHMENT PROJECT IN AMOUNT OF \$87,352.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bk.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR CHEST CLINIC GRANT PROGRAM IN AMOUNT OF \$22,170.37.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bl.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NUTRITION PROJECT FOR THE ELDERLY IN AMOUNT OF \$73,480.31.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bm.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE I IN AMOUNT OF \$6,557,173.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

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7-R-bn.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE
EMPLOYMENT AND TRAINING ACT, TITLE II, FY'79 IN AMOUNT OF \$9,088,100.

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bo.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE
EMPLOYMENT TRAINING ACT, TITLE III, YOUTH EMPLOYMENT AND TRAINING PROGRAM, FY-79
IN AMOUNT OF \$1,185,971.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bp.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR COMPREHENSIVE
EMPLOYMENT AND TRAINING ACT, FY 79, TITLE VI IN AMOUNT OF \$14,100,000.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bq.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NEWARK
COMPREHENSIVE CRIME PREVENTION IN AMOUNT OF \$449,271.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-br.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR PUBLIC HOUSING
SPECIAL PATROL OFFICERS PROGRAM IN AMOUNT OF \$64,427.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bs.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR NEWARK CRIMINAL
JUSTICE COORDINATING COUNCIL PROGRAM IN AMOUNT OF \$205,680.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bt.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN APPROPRIATION FOR PROJECT GAINS
PROGRAM IN AMOUNT OF \$65,440.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bu.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
TITLE X, ENVIRONMENTAL IMPROVEMENT PROGRAM IN AMOUNT OF \$18,553.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bv.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
COMPREHENSIVE EMPLOYMENT TRAINING ACT, TITLE III, YOUTH EMPLOYMENT AND TRAINING
PROGRAM, FY-78 IN AMOUNT OF \$500,000.

A motion to adopt the resolution was made by Councilman Tucker, seconded by

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Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bw.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT TRAINING ACT, TITLE III, SKILLS TRAINING IMPROVEMENT PROJECT IN AMOUNT OF \$1,175,000.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bx.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE III, YOUTH IN COMMUNITY CONSERVATION IMPROVEMENT PROJECTS IN AMOUNT OF \$199,990.

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-by.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR 701 COMPREHENSIVE PLANNING GRANT IN AMOUNT OF \$31,434.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-bz.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR 701 COMPREHENSIVE PLANNING GRANT IN AMOUNT OF \$19,200.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-ca.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
701 COMPREHENSIVE PLANNING GRANT IN AMOUNT OF \$1,367.

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Johnson and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
President Harris.

7-R-cb.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
NEIGHBORHOOD FACILITIES PROGRAM IN AMOUNT OF \$631,758.

A motion to adopt the resolution was made by Councilman Johnson, seconded by
Councilman James and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-cc.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
OPEN SPACE PROGRAM IN AMOUNT OF \$430,000.

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Tucker and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-cd.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
COMPREHENSIVE EMPLOYMENT TRAINING ACT, TITLE I IN AMOUNT OF \$130,455.

A motion to adopt the resolution was made by Councilman Tucker, seconded by
Councilman Martinez and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-ce.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
CHILDHOOD LEAD POISONING PROGRAM IN AMOUNT OF \$11,782.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-cf.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR CHILDHOOD LEAD POISONING PROGRAM IN AMOUNT OF \$93,827.

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-cg.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR ECONOMIC PLANNING GRANT IN AMOUNT OF \$50,000.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-ch.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR ECONOMIC GROWTH AND DEVELOPMENT CORPORATION IN AMOUNT OF \$200,000.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Harris by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-ci.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR RETIRED SENIORS VOLUNTEER PROGRAM IN AMOUNT OF \$6,500.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-cj.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
RETIRED SENIORS VOLUNTEER PROGRAM IN AMOUNT OF \$46,277.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-ck.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
SUB-REGIONAL TRANSPORTATION PLANNING GRANT IN AMOUNT OF \$45,600.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-cl.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
CIVILIAN CAB STARTER PROGRAM IN AMOUNT OF \$20,000.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-cm.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
SUB-REGIONAL COMPREHENSIVE TRANSPORTATION PLANNING GRANT IN AMOUNT OF \$25,600.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-cn.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
WORK STUDY PROGRAM IN AMOUNT OF \$3,000.

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

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Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-co.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
NON-EMERGENCY TRANSPORTATION IN AMOUNT OF \$122,171.50

A motion to adopt the resolution was made by Councilmen Bottone, seconded by
Councilman Carrino and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-cp.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
MULTIPHASIC DRUG TREATMENT PROGRAM IN AMOUNT OF \$109,875.

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Bottone and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-cq.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
MULTIPHASIC DRUG TREATMENT PROGRAM IN AMOUNT OF \$208,369.

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Johnson and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-cr.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
URBAN RODENT AND INSECT CONTROL TITLE X PROGRAM IN AMOUNT OF \$113,700.

A motion to adopt the resolution was made by Councilman Johnson, seconded by
Councilman James and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

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7-R-cs.RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR URBAN RODENT AND INSECT CONTROL PROGRAM IN AMOUNT OF \$22,160.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-ct.RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR GREEN ACRES LOCAL ASSISTANCE PROGRAM IN AMOUNT OF \$81,011.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-cu.RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM IN AMOUNT OF \$14,297.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-cv.RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR WOMEN, INFANT AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM IN AMOUNT OF \$19,706.

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-cw.RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR MUNICIPAL COURT MANAGEMENT IMPROVEMENT IN AMOUNT OF \$62,876.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

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Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-cx.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
W.B.G.O.-FM IN AMOUNT OF \$11,294.

A motion to adopt the resolution was made by Councilman Carrino, seconded by
Councilman Bottone and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-cy.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
TALENT SEARCH IN AMOUNT OF \$550.

A motion to adopt the resolution was made by Councilman James, seconded by
Councilman Johnson and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-cz.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
SUMMER FOOD PROGRAM IN AMOUNT OF \$581,925.

A motion to adopt the resolution was made by Councilman Johnson, seconded by
Councilman James and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-da.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
SUMMER FOOD PROGRAM IN AMOUNT OF \$531,458.65.

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilman Tucker and declared adopted by Temporary President Grant by the following
votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani,
Temporary President Grant.

7-R-db.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR
DEMONSTRATION NEIGHBORHOOD PRESERVATION PROGRAM IN AMOUNT OF \$137,000.

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-dc.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR TRAINING AND ORGANIZATIONAL DEVELOPMENT IN AMOUNT OF \$1,250.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-dd.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR NUTRITION PROJECT FOR THE ELDERLY IN AMOUNT OF \$43,557.

A motion to adopt the resolution was made by Temporary President Grant, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-de.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR NUTRITION PROJECT FOR THE ELDERLY IN AMOUNT OF \$431,875.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-df.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR NUTRITION PROJECT FOR THE ELDERLY IN AMOUNT OF \$4,226.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Bottone and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

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7-R-dg.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR NUTRITION PROJECT FOR THE ELDERLY IN AMOUNT OF \$9,359.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Johnson and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-dh.

RESOLUTION CANCELLING UNEXPENDED BALANCE IN SPECIAL ITEM OF APPROPRIATION FOR NUTRITION PROJECT FOR THE ELDERLY IN AMOUNT OF \$50,000.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman James and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-dj.

RESOLUTION COMMENDING AND URGING ADMINISTRATIVE SUPPORT OF THE INTERNATIONAL YOUTH ORGANIZATION.

A motion to adopt the resolution was made by Councilman Johnson, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

7-R-dk.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1978 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF APPROPRIATION, SAFE AND CLEAN NEIGHBORHOOD PROGRAM, \$500,000.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS.

A motion to adopt the resolution was made by Councilman Bottone, seconded by Councilman Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

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7-R-di.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1978 CITY OF NEWARK BUDGET, UNCLASSIFIED PURPOSES, SPECIAL ITEM OF
APPROPRIATION, FEDERALLY ASSISTED CODE ENFORCEMENT PROGRAM, \$273,289.30; ITEM
AVAILABLE FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

MOTIONS.

7-M-a.

A MOTION COMMENDING TIM O'BRIEN FOR HIS WELL WRITTEN AND VALUABLE SERIES OF
ARTICLES CONCERNING THE CITY OF NEWARK WHICH RECENTLY APPEARED IN THE STAR-LEDGER;
FURTHER THAT A COPY OF THIS MOTION BE SENT TO MR. TIM O'BRIEN AND TO S.I. NEWHOUSE,
PUBLISHER, AND MORT PYE, EDITOR, OF THE STAR-LEDGER, was made by Councilman James, seconded by Councilman Tucker and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

ADJOURNMENT.


12-a.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

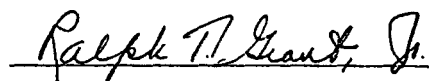
Yes: Councilmen Bottone, Carrino, James, Johnson, Martinez, Tucker, Villani, Temporary President Grant.

This meeting adjourned at 3:15 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
Temporary President

